

REGULAR MEETING OF MAYOR AND COUNCIL
October 12, 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 on January 24, 2022.

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

Also present: Mayor Larson, Terry Brady, Sponge Washburn, and Brenda Kuhn

Discussion:

Mayor Larson talked about complaints regarding dogs in the park. There was a discussion about this topic and the question of putting up a “NO DOGS ALLOWED” sign was asked. The Council agreed that enforcement issues were the problem because we don’t have the man power. The mayor brought up “Trunk or Treat” and the potential problem of participants bringing homemade food products, such as cupcakes. The Clerk told him that Cece Hodgson had already updated the flyer to say, “package foods only for the event please! Prepared foods will be prohibited”. Councilman Alloway said that the dockworkers have customers because fishing is good. He said that they were working and collecting money.

Mayor Larson asked for a motion to close the Caucus. On a motion by Reynolds, seconded by Spark 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, Alloway, Reynolds, Foley, and Mikuletzky

Also present: mayor Larson, Terry Brady, Sponge Washburn, and Brenda Kuhn

APPROVE MINUTES: Council President Spark asked for a motion to approve the minutes of September 14, 2022 regular meeting.

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

COMMITTEE REPORTS:

FINANCE: Councilman Spark reported as follows:

- All bills in the amount of \$1,684,885.73 were reviewed and approved by the Finance Committee
- The big ticket items were the county tax, regional school tax and the police contract.

PUBLIC WORKS: Councilman Wellington reported as follows:

- DPW built three garbage corrals and installed them at the street ends and two more will be built.
- 13th Street was milled and paved and the end of 7th Street was also paved. He said it turned out nice. It also saved the Borough a lot of money.
- Mobi mats and roll-ups were removed from the beach.
- Cleaned up beach entrances after the storm
- The paintings in the dog park were taken down

- The fencing at the bay beach was remove for the season

DOCKS AND HARBORS: Councilman Alloway reported as follows:

- Stripers are in and it should be good fishing until Thanksgiving

BEACHES AND PARKS: Councilwoman Reynolds reported as follows:

- The beach badge revenue for 2022 was down from last year by about \$8,000
- The beaches were guarded a couple of weekends after Labor Day
- Dog park revenue was \$8,700-just out of town dogs
- Pickleball revenue was \$8,145 for out of town players
- Pickleball attendants, Stuart and Kelly, did a great job. There was peace and harmony!

Mayor Larson said that you could go to the beach any day and see whales. Councilwoman Foley said the that whales and dolphins were a bigger attraction that the kite festival.

WATER/SEWER: Councilwoman Foley reported as follows:

- The water main break at 10th Street was repaired and repave by Public Works which saved a huge amount of money
- A broken hydrant on 30th Street
- Hydrant flushing on the 12th & 13th
- First reading of the ordinance for the new water rates and billing will start next year

PUBLIC SAFETY: Councilman Mikuletzky reported as follows:

- Court report a part of the meeting minutes
- Reported that the court collected \$2,638.18. \$577.68 in traffic fines, \$1,645 in criminal fines and costs. He said that Fish & game got \$1,575 and the Borough kept \$598

OPEN PUBLIC SESSION:

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

Motion: Reynolds Second: Wellington All in favor X

Rich Brodman, 4 E 10th, said that the BLTA was having a beach clean-up on October 22nd and invited everyone to come. He said that the start time was 9:00am. He identified the areas that they would focus on and groups would go to different street ends. They are supplying grabbers and he presented one to Mayor Larson. Bruce Allen, 1405 Seaview Avenue, talked about the cleanup that he was doing in the dune areas. He said that 13 contractor bags of bottles and cans have already been removed. He saw where two fires had been burning, two pallets, a chair, tiki torches, and tons of broken glass. Sarah Lambert, 1609 Seaview Avenue, asked Mr. Allen if he did anything south of 14th Street. Mayor Larson, Marc Peimer, the tram driver, does a lot of walking and he always picks up trash as he goes. He said that we will be losing him as a tram driver next year and will be sorry to lose him. Rich Brodman, 4 E 10th, asked Councilman Wellington if the DPW was doing any dune fence repair. The councilman replied that no more fencing was being installed. He said that they break easily and become dangerous due to the rusty wires sticking out. He said that dune fencing was installed around the whale that washed up to help build the dunes around it. Sarah Lambert, 1609 Seaview Avenue, thanked DPW for removing the dead pine tree that had fallen. She suggested that if they didn't have anything to do, they could find the dead pines and remove them.

CLOSE PUBLIC SESSION: Councilman Spark asked for a motion to close the open public session.

Motion: Spark Second: Alloway All in favor X

PROCLAMATION: National Friends of Libraries Week-October 16-22, 2022

Ann Barkey, President of the Friends of the Island Library was at the meeting to talk about what the library offers the public and accept the proclamation that was signed by Mayor Larson.

Proclamation

National Friends of Libraries Week

Whereas, Friends of the Island Library raise money that enables our library to move from good to great -- providing the resources for additional programming, much needed equipment, support for children's summer reading, and special events throughout the year;

Whereas, the work of the Friends highlights on an on-going basis the fact that our library is the cornerstone of the community providing opportunities for all to engage in the joy of life-long learning and connect with the thoughts and ideas of others from ages past to the present;

Whereas, the Friends understand the critical importance of well-funded libraries and advocate to ensure that our library gets the resources it needs to provide a wide variety of services to all ages including access to print and electronic materials, along with expert assistance in research, readers' advisory, and children's services;

Whereas, the Friends' gift of their time and commitment to the library sets an example for all in how volunteerism leads to positive civic engagement and the betterment of our community;

Now, therefore, be it resolved that Kirk O. Larson, Mayor of the Borough of Barnegat Light, proclaims October 16-22, 2022, as Friends of Libraries Week in Ocean County, New Jersey and urges everyone to join the Friends of the Island Library and thank them for all they do to make our library and community so much better.

RESOLUTIONS:

The clerk said that the resolution 2022-111-2022-115 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 2022-111

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE RENEWAL OF MEMBERSHIP IN THE OCEAN COUNTY JOINT INSURANCE FUND AND EXECUTION OF THE AGREEMENT BY THE MAYOR AND CLERK

WHEREAS Barnegat Light Borough is a member of the Ocean County Municipal Joint Insurance Fund; and

WHEREAS, said renewed membership terminates as of December 31, 2022, unless earlier renewed by agreement between the Municipality and the Fund; and

WHEREAS the Municipality desires to renew said membership.

NOW THEREFORE, be it resolved as follows:

1. The Barnegat Light Borough agrees to renew its membership in the Ocean County Municipal Joint Insurance Fund and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
2. The Mayor and Clerk shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the Ocean County Municipal Joint Insurance Fund evidencing the Municipality's intention to renew its membership.

RESOLUTION 2022-112

RESOLUTION OF THE BOROUGH OF BARNEGATLIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING AN AMENDMENT TO THE 2022 BUDGET TO ALLOW FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE AND APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159) FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any local unit when such item shall have been made available by any public or private funding source and the amount thereof shall not have been determined at the time of the adoption of the budget; and

WHEREAS, N.J.S.A. 40A:4-87 further provides that the Director may approve the insertion of an appropriation item of an amount equal to any such special item of revenue making such item of revenue available for expenditure; and

WHEREAS, the County of Ocean, has approved a grant to the Borough of Barnegat Light under the Community Development Block Grant in the amount of \$35,000.00; and

WHEREAS, it is the desire of the Borough of Barnegat Light to amend the 2022 municipal budget to provide for the insertion of this grant as a source of revenue and an expenditure appropriation.

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 an amendment to the 2020 Municipal Budget to provide for the insertion of a Chapter 159 (N.J.S.A. 40A:4-87) Special Item of Revenue as follows:

GENERAL REVENUES:

Miscellaneous Revenues-Section F: Special Items of General Revenue Anticipated
With Prior Written Consent of the Director of Local Government Services – Public &
Private Revenues Offset With Appropriations:
FY 2022 COMMUNITY DEVELOPMENT BLOCK GRANT – HANDICAP BEACH
ACCESS AND ACCESSIBILITY EQUIPMENT” (MOBI MATS) \$35,000.00

2. That the Mayor and Borough Council do hereby further authorize an Appropriation of an equal sum under the caption of:

GENERAL APPROPRIATIONS:

(A) OPERATIONS – Excluded from CAPS: Public and Private Programs Offset by
Revenues:
FY 2022 COMMUNITY DEVELOPMENT BLOCK GRANT – HANDICAP BEACH
ACCESS AND ACCESSIBILITY EQUIPMENT” (MOBI MATS) \$35,000.00

3. That one certified copy of this resolution shall be forwarded to the Director of the Division of Local Government Services, with one Copy to the Borough Auditor and the Borough Treasurer.

RESOLUTION 2022-113

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE REFUND OF SECURITY DEPOSIT TO CERTAIN LIFEGUARDS

WHEREAS, 510 Broadway is designated for lifeguard housing, and
WHEREAS, the lifeguards living at 510 Broadway for the 2022 season were required to submit a \$100.00 security deposit; and
WHEREAS, the property has been inspected and conditions have been deemed acceptable; and
WHEREAS, it is the desire of the Mayor and Borough Council to refund the entire deposit to the lifeguards.
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 a certified copy will be forwarded to the Finance Department.
2. That the Finance Department is authorized to refund the security deposits to each of the lifeguards listed below.

Andrew Baxter, Leonard Brown, Madeleine Cooke, Madison Hart, Ellis Prescott, Ashley Thomas, Stephen Walsh, Zak Westerberg

RESOLUTION 2022-114
RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING SECURITY DEPOSIT REFUNDS FOR RECREATIONAL USE APPLICATIONS

WHEREAS, Alexandra Chin applied to have a wedding at the Bay Breeze Park Pavilion on October 1, 2022 and paid the \$500 security deposit; and
WHEREAS, due to inclement weather the pavilion was not used; and
WHEREAS, Alexandra Chin has requested in writing that the \$500 security deposit be refunded; and
WHEREAS, Ashley Riddell applied to have a wedding at the Bay Breeze Park Pavilion on October 11, 2022 and the \$500 security deposit was paid by Larry Brown; and
WHEREAS, Ashley Riddell has requested in writing that the \$500 security deposit be refunded to Larry Brown; and
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 deposits in the amount of \$500.00 for each of the applicants.
2. Certified copies of this resolution will be forwarded to the Barnegat Light Finance Department and to the Recreation Use File
3. That the checks shall be made payable and sent to:
Alexandra Chin-101 West 87th St., Apt. 304, New York, NY 10024
Larry Brown-116 Holly Ct., Little Egg Harbor, NJ 08087

RESOLUTION 2022-115
RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE PAYMENT OF MUNICIPAL BILLS IN THE AMOUNT OF \$1,684,885.73

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 \$1,684,885.73 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.

RESOLUTION 2022-116 WILL BE DONE AT THE END (CLOSED SESSION)

RESOLUTION 2022-117
RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, PROVIDING FOR THE REGULATION OF BAY BREEZE PARK TO PROHIBIT DOGS ON THE PROPERTY.

WHEREAS, Bay Breeze Park and the Borough Pavilion constitute a public area dedicated for the use and enjoyment of the Borough’s residents and visitors; and
WHEREAS, it is the policy of the Mayor and Borough Council to keep Bay Breeze Park and the area around the Borough Pavilion clean and well kept, in order to facilitate its use for concerts and other public events, without any animal droppings being introduced to the area; and WHEREAS, the Borough does maintain a Dog Park and several other areas available for dogs; and
WHEREAS, it is the desire of the Borough of Barnegat Light to provide for the regulation of the Borough Pavilion and Bay Breeze Park to prohibit dogs from that property.
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 the Borough of Barnegat Light hereby prohibits dogs from Bay Breeze Park and the Borough Pavilion area.
2. That sign be posted notifying the public of this rule and regulation.

DATED: October 12, 2022

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

ORDINANCES:

SECOND READING/PUBLIC HEARING/ADOPTION

ORDINANCE 2022-11

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING SECTION 64-4 OF THE BOROUGH CODE, ENTITLED “BOAT SLIP PERMIT FEES,” TO REVISE THE BOAT SLIP PERMIT FEES.

PUBLIC HEARING:

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

Public Hearing: Motion: Reynolds Second: Foley

Mayor Larson said that the slip fees were going from \$2,100 to \$2,500. Peter Hupp, 1 East 8th Street, said that he was fine with raising the fee but asked if the council would consider raising the fee for out of towners. Mayor Larson said that we couldn’t because Green Acres money was used for the bulkhead. He asked if there were any other comments from the public. Being none, he asked for a motion to close the public hearing.

Close Public Hearing: Motion: Spark Second: Wellington All in favor: Aye

Mayor Larson asked for a motion to adopt.

ADOPTION:

Final Passage:

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

SECOND READING/PUBLIC HEARING/ADOPTION

ORDINANCE 2022-12

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING THE BOROUGH CODE TO PROVIDE FOR REVISED BEACH BADGE FEES.

PUBLIC HEARING:

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

Public Hearing: Foley Motion:Second: Reynolds

Rich Brodman, 4 East 10th Street, said that he agrees with the fee increase. Mayor Larson asked if there was any other comments from the public. Being none, he asked for a motion to close the public hearing.

Close Public Hearing: Motion: Reynolds Second: Spark All in favor: Aye

Mayor Larson asked for a motion to adopt.

ADOPTION:

Final Passage:

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

FIRST READING/INTRODUCTION

ORDINANCE 2022-13

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.

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

SECTION 1. Section 153-17 of Article I of Chapter 153 of the Borough Code of the Borough of Barnegat Light, entitled "Water rates and charges," is hereby amended and supplemented to provide as follows:

Chapter 153
SEWERS AND WATER
Article I

Operation and Supervision of Systems

§ 153-17. Water rates, fees and charges.

The following rates, fees and charges shall be made and collected for the services and facilities of the comprehensive water system, commencing the service year of 2023:

- A. As of January 1, 2023, all commercial and residential establishments shall be metered and the owner must bear the cost of meter, installation, and any and all repairs and maintenance of such meter or meters.
- B. Commercial properties.

The following water rates shall apply to commercial properties/users:

1. Commercial property/user flat fee = \$350 per year (\$87.50 per quarter)
For each additional commercial unit, whether contained in a multi-unit structure or mixed-use project, there shall be an additional residential user flat fee of \$350 per year (\$87.50 per quarter).
2. Commercial property/user gallonage use fee: In addition to the flat fee noted above, commercial properties/users shall be charged for gallonage use at the rate of \$0.00268 per gallon of water used in excess of 14,000 gallons.

C. Residential properties.

The following water rates shall apply to residential properties/users:

1. Residential property/user flat fee = \$300 per year (\$75 per quarter)
For each additional dwelling unit, whether contained in a duplex, apartment, condominium or other multifamily structure or mixed-use project, there shall be an additional residential user flat fee of \$300 per year (\$75 per quarter).
2. Residential property/user gallonage use fee: In addition to the flat fee noted above, each residential dwelling unit user shall be charged for gallonage use at the following rates, calculated quarterly:

0 - 14,000	@ \$0.00100/gallon
14,001 - 25,000	@ \$0.00180/gallon
25,001 - 50,000	@ \$0.00268/gallon
50,001 - 150,000	@ \$0.00550/gallon
150,001 – 300,000	@ \$0.00810/gallon
Over 300,000	@ \$0.00950/gallon

3. Notwithstanding any provision to the contrary, effective January 1, 2023 all new residential construction, and major renovations to any structure, including residential dwelling units, shall install remote-read water service connection meters and meter pits, in accordance with the specifications adopted by the Borough Superintendent. No Certificate of Occupancy for any such new construction or renovation shall be issued until a certification of the installation of the appropriate water meter is provided by the Borough Superintendent to the Construction Code Official. For the purpose of this subsection, major renovation shall mean any repair, reconstruction, rehabilitation addition, or other improvement of a structure, the cost of which equals or exceeds 50% of the assessed value of the structure either before the improvement is started or if the structure has been damaged and is being restored before the damage occurred. Substantial improvement is commenced when the first alteration of any structural part of the building is begun.
4. All water service connection meters and equipment shall be obtained from a vendor with specifications provided by the water/sewer department.
5. Water connection activation/reinspection fee: \$50 (per occurrence)
6. Turn Off Fee: \$175 (for the first hour or part thereof), plus \$200 per hour for each hour or part thereof after the first hour

D. Water service charges for all commercial and residential properties shall be billed and payable quarterly. Payment shall be due on the 15th of the month following the quarter. All quarters shall have a 10-day grace period before interest charges begin to accrue. Interest charged on late payments shall be calculated from the due date. In the event of unforeseen circumstances, the Mayor and Borough Council may adjust the due dates and grace periods as determined by Resolution of the governing body.

1ST quarter (January-March) shall be due on April 15th

2nd quarter (April-June) shall be due on July 15th

3rd quarter (July -September) shall be due on October 15th

4th quarter (October-December) shall be due on January 15th

SECTION 2. Section 153-29 of Article II of Chapter 153 of the Borough Code of the Borough of Barnegat Light, entitled "Sewer rates and charges," is hereby amended and supplemented to provide as follows:

Chapter 153
SEWERS AND WATER
Article II
Sewer Use

§ 153-29. Sewer rates, fees and charges.

The following rates, fees and charges shall be made and collected for the services and facilities of the comprehensive sewerage system commencing the 2023 service year:

A. Residential properties.

The following sewer rates shall apply to residential properties/users:

1. Flat fee for each single dwelling unit, whether contained in single-family residence, duplex, apartment, condominium or other multi-family structure or mixed-use project: \$475 annually (118.75 per quarter)
2. For each additional dwelling unit, whether contained in a duplex, apartment, condominium or other multi-family structure or mixed-use project: \$475 annually (118.75 per quarter)
3. In addition to all the above pertaining to a multifamily structure and project, all metered use attributable to the multifamily structure or project, without regard to form of ownership, and not attributable separately to each dwelling unit, shall be charged to the owner, occupant or association as the case may be, according to the commercial establishment schedule set forth below.

- B. Sewer service charges for all commercial and residential properties shall be billed and payable quarterly, Payment shall be due on the 15th of the month following the quarter. All quarters shall have a 10-day grace period before interest charges begin to accrue. Interest charged on late payments shall be calculated from the due date. In the event of unforeseen circumstances, the Mayor and Borough Council may adjust the due dates and grace periods as determined by Resolution of the governing body.
- 1ST quarter (January-March) shall be due on April 15th
 - 2nd quarter (April-June) shall be due on July 15th
 - 3rd quarter (July -September) shall be due on October 15th
 - 4th quarter (October-December) shall be due on January 15th

- C. Commercial Sewer
- The following rates shall apply to commercial properties/users sewer charges:
- 1. Commercial property/user flat fee = \$475 annually (118.75 per quarter)
 - 2. Commercial property/user gallonage use fee: In addition to the flat fee noted above, commercial properties/users shall be charged for gallonage use at the rate of \$0.00268 per gallon for each gallon in excess of 14,000 per quarter
 - 3. When a property requires a disconnect from the sewer system, the owner and plumber shall be responsible for disconnecting the sewer and capping the sewer lateral. The water and sewer department will require 48 hours notice prior to installation/disconnection in order to schedule an inspection. An inspection fee of \$50 will be required for each sewer service lateral.
 - 4. Inspection of disconnected sewer and cap: \$50
 - 5. Turn Off Fee: \$175 (for the first hour or part thereof), plus \$200 per hour for each hour or part thereof after the first hour

SECTION 3. All ordinances of parts of ordinances inconsistent herewith are hereby repealed.

SECTION 4. This ordinance shall take effect immediately upon its enactment after second reading and publication as required by law.

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

RESOLUTION-2022-116

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE MEETING TO BE CLOSED TO THE PUBLIC FOR THE PURPOSE OF DISCUSSING AND/OR REVIEWING MATTER EXEMPT UNDER THE OPEN PUBLIC MEETINGS ACT IN EXECUTIVE SESSION, SPECIFICALLY FOR THE PURPOSE OF DISCUSSING THE MATTERS IDENTIFIED BELOW; ACTION MAY OR MAY OR MAY NOT BE TAKEN UPON RETURN TO REGULAR OPEN SESSION:

- personal educational or medical matter; specifically:
 - collective bargaining agreement or negotiations with:
 - tactics for public safety; specifically:
 - pending or anticipated litigation; specifically: POSSIBLE ZONING VIOLATIONS AGAINST THE BOROUGH
 - contract negotiations regarding:
 - matter involving the employment of a specific current or prospective officer or employee; specifically : unless (RICE NOTICE) requested to be in public
 - OTHER : statutory confidential matter; regarding the right to receive government funds; matter of individual privacy; purchase, lease or acquisition of property; investigations of violations of law; any attorney-client privilege matter;
- deliberations after a public hearing; specifically: INVESTIGATION OF VIOLATIONS OF CHAPTER 207 ARTICLE 1-BEACH DUNE AREA

WHEREAS, the Open Public Meetings Act, NJSA 10:4-12, provides that all meetings of public bodies shall be open to the public at all times, except for certain enumerated exception; and

WHEREAS, according to NJSA 10:4-12(b), a closed executive session of a public body may be convened to discuss matters as noted in the title of this Resolution.

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 Borough of Barnegat Light does hereby authorize a closed executive session to discuss matters identified in the title of this Resolution.
- 2. That reasonably comprehensible minutes of the closed session shall be taken showing the time and place, the members present, the subjects considered, the actions taken, the vote of each member, and any other information required to be shown in the minutes by law, which shall be promptly available

to the public to the extent that making such matters public shall not be inconsistent with NJSA 10:4-12.

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

ADJOURN TO GO INTO CLOSED EXECUTIVE SESSION

Motion: Foley Second: Reynolds All in Favor X

After the closed session was adjourned, the regular meeting was opened on a motion by Wellington, seconded by Alloway and carried by all.

MOTION TO ADJOURN

Being no additional business, Mayor Larson asked for a motion to adjourn.

Motion: Wellington Second: Alloway All in Favor X

APPROVED:

KIRK O. LARSON, MAYOR

BRENDA L. KUHN, MUNICIPAL CLERK