

REGULAR MEETING OF MAYOR AND COUNCIL
May 10, 2023

THE CAUCUS MEETING of the Mayor and Council was called to order by Council President Spark at 4:30pm 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 NJ Open Public Meetings Act. Notice of this meeting was posted on the bulletin board in Borough Hall and was published in the Asbury Park Press on January 19, 2023, both newspapers designated by Mayor and Council to receive such notice.

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

Also present: Terry Brady and Brenda Kuhn

Discussion: Councilwoman Reynolds talked about a zoning issue. There was a discussion between Councilmembers and the Municipal Attorney. Councilwoman Reynolds asked to have a meeting with the Planning Board and the Planner.

Council President Spark asked for a motion to close the Caucus. On a motion by Alloway, seconded by Reynolds and carried by all the Caucus Meeting was closed.

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 NJ Open Public Meetings Act. Notice of this meeting was posted on the bulletin board in Borough Hall and was published in the Asbury Park Press on January 19, 2023, 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, and Mikuletzky

Also present: Terry Brady, Kathleen Flanagan. Michele Inman, John Schulze and Brenda Kuhn

APPROVE MINUTES: Council President Spark asked for a motion to approve the minutes of April 12, 2023 regular meeting.

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

COMMITTEE REPORTS:

PUBLIC SAFETY: Councilman Mikuletzky reported as follows:

- Requested to make the court report a part of the meeting minutes
- Reported on the Court Revenue
- Speed limits will be raised tomorrow
- Traffic lights will be turned on starting on May 22nd
- Talked about the paving issues on the boulevard in North Beach
- Councilman Spark talked about the issue at Central Avenue & 30th Street-said it was awful

WATER/SEWER: Councilwoman Foley reported as follows:

- Water main at 7th & Central is being replaced due to a water main break starting tomorrow, Borough Hall won't have water.
- The work on 23rd Street will begin on Friday. The water main will be installed before summer, it will be patched and then paved in the fall.

- An adjustment to Sensus (water system) has been made which will result in triggers going off if the water is running for 24 hours.
- Utility collector has been doing a fabulous job taking feedback regarding the water/sewer billing.
- We will continue to look at the feedback over the year and determine if adjustments should be made to the billing. Councilwoman Foley said “we are listening”.

BEACHES AND PARKS: Councilwoman Reynolds reported as follows:

- Beach badge revenue is up – total collected \$47,752
- Get preseason beach badges by June 5, 2023
- Dog park passes are up by \$2900
- Piping plovers-Jimin returns with a 3 egg nest near 22nd Street-lifeguards won't be able to access beach at 22nd.
- Restoration area has been successful. Chicks are returning as adults in greater numbers
- A couple of pairs American Oystercatchers nested here and their nests were lost to fox
- Said that our lifeguard captain was in attendance and could questions in the open public session.

FINANCE: Councilman Spark reported as follows:

- Bills in the amount of \$294,741.60 were reviewed and approved. The largest of the bills paid was \$118,473 for the Regional School tax.
- The 2023 budget will be introduced at this meeting and hopefully it will be approved at the next meeting.

DOCKS AND HARBORS: Councilman Alloway reported as follows:

- Not ready to report on the kayaks
- Boat ramp just opened

PUBLIC WORKS: Councilman Wellington reported as follows:

- Construction of the new beach badge/pickleball booth continues.
- The electric, sheetrock, flooring and handicap ramp will be completed after the budget is adopted.
- Summer maintenance such as weed whacking and grass cutting has begun
- All the beach ramps were dug out from the winter & all the trails were cut back
- A great amount of time as spent in the last couple of weeks, helping the Garden Club with landscaping
- Lifeguard boxes are painted and ready to go onto the beach
- New screens for the tennis courts were purchase and installed
- A rack was built to store lifeguard equipment in the butler shed, John made room to get the gator in
- All the Borough owned catch basins have been cleaned out
- Over the last 3 weeks someone has been leaving furniture and trash at various locations throughout town. On two occasions a large amount of garbage was left at the bay beach. We went on to say that we have a very great and very expensive garbage contract and they will take about anything. He urged everyone to just to leave these items in front of their homes and please don't leave anything on public places

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

Motion: Reynolds Second: Alloway All in favor X

Tim Brindley, 1404 Bayview Avenue, said he used the flag dispensary to dispose of an old flag. Mr. Brindley brought up the hotel zoning issue that Councilwoman Reynolds discussed in the Caucus meeting. He said hotels and motels are commerce and are needed. He added that this town was built on commerce.

Dr. Rich Brodman, 4 East 10th Street, President of the Barnegat Light Taxpayers' Association, announced that they were hosting a wine and cheese party on May 28th from 4 until 6. Everyone is invited. He said that the first general meeting of the BLTCA will be held on June 28, 2023. The principal speaker will be Ginny Haines, County Commissioner. Mr. Brodman said there was a survey sent out to check the attitudes of the taxpayers regarding the windmills. He said the majority are against them.

Doug Cox, 10 East 22 Street, said he was concerned about the closure of Mustache Bill's. He said there may be a way to save it. One suggestion was for the borough to pick it up and move it to another location, charge a reasonable rent that the owner could afford. *He said that he would be happy to help in saving this institution and institutions like it, (Islander Store).*

Sarah Lambert, 1609 Seaview Avenue, asked the Council what their thoughts were regarding Mr. Cox's comments. Councilwoman Reynolds said it was an interesting proposal. She said it was worth thinking about but could not come up with any ideas on the spot. She said that she would love to see these places stay.

Betty Grimmett, 14 East 22 Street, said she was concerned how to keep essential businesses in the community. She said short-term seasonal businesses are hard. There are models out there that help towns and communities figure out ways to assist businesses so they can stay and serve the community.

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

Motion: Reynolds Second: Wellington All in favor X

RESOLUTIONS:

MUNICIPAL BUDGET INTRODUCTION 2023-062 Resolution of the Borough of Barnegat Light, County of Ocean, State of New Jersey, Introduction of the 2023 Municipal Budget

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

RESOLUTION 2023-057

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, APPROVING THE CERTIFIED LIST OF ALL VOLUNTEER MEMBERS OF THE BARNEGAT LIGHT VOLUNTEER FIRE COMPANY WHO QUALIFIED FOR CREDIT UNDER THE LOSAP PROGRAM FOR THE YEAR 2022

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

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

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

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

1. Per the certified list received, the following Barnegat Light Volunteer Fire Company members are hereby approved to receive the 2022 LOSAP award.

Anderson, Keith	LaPlaca, Joseph.
Anderson, Kyle	Larson, Kirk Jr
Applegate, Harry	Major, Lee
Aras, Edward	Manookian, Nancy A
Ballinger, Arthur	Manookian, Richard E.
Barcalow, Nicolle	Mikuletzky, Frank F.
Birdsall, Robert	Mikuletzky, Morgan J
Belfiore, Aiden	Mimm, Kevin
Connelly Jr., David J.	Pereria, Scott
Connelly, David J.	Perko, James
Einseln, Brian	Puskas, John
Fox, Warren	Richard, Jacques
Gilman, John	Robertson, Jackson
Grimste III, Frederick	Russo, Peter
Haviland, Stanley	Slahetka, Walter
Hollander, Kimberly S	Voris, Dave
Kaminski, Edward	Washburn, Evan
Kaminski, Jr., Edward	Washburn, Jeffrey
Kane, Reginald	Wright, Tory
2. Qualified members will each receive \$708.00 for the 2022 LOSAP award, pursuant to application approval.
3. The certified list of members shall be posted on the official bulletin board of the Municipal Clerk of the Borough of Barnegat Light and at the Barnegat Light Volunteer Fire Company for a period of thirty (30) days to allow sufficient time for membership review.
4. Appeals shall be mailed to the Municipal Clerk of the Borough of Barnegat Light, P. O. Box 576, Barnegat Light, NJ 08006-0576, and must be received within thirty (30) days of the posting date of the approved certified list.

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

The clerk said that the remainder of the resolutions would be done by consent agenda. The votes for resolution 2023-056, 058, 059, 060 & 061 are indicated below.

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

RESOLUTION 2023-056

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE PAYMENT OF MUNICIPAL BILLS IN THE AMOUNT OF \$291,741.60

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 \$291,741.60 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 2023-058

RESOLUTION OF THE BOROUGH OF BARNEGAT LGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, APPROVING THE CERTIFIED LIST OF ALL VOLUNTEER MEMBERS OF THE BARNEGAT LIGHT FIRST AID SQUAD WHO QUALIFIED FOR CREDIT UNDER THE LOSAP PROGRAM FOR THE YEAR 2022

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

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

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

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

1. Per the certified list received, the following Barnegat Light First Aid Squad members are hereby approved to receive the 2022 LOSAP award.

Bayles, Alex	Patterson, Laura
Crutchlow, William	Pojednic, Mark
D'Antonio, Christian	Puskas, Cheryl
Garcia, Carl	Selfridge, Robert
Holzwarth, Renee	Sheilds, Hugh
Kunz, David	Slahetka, Theodore
Lyon, James	Walsh, Kevin
Ovalle, Karen Bozar	Zimmerman Jr, James A
2. Qualified members will each receive \$314.00 for the 2022 LOSAP award, pursuant to application approval.
3. The certified list of members shall be posted on the official bulletin board of the Municipal Clerk of the Borough of Barnegat Light and at the Barnegat Light First Aid Squad for a period of thirty (30) days to allow sufficient time for membership review.
4. Appeals shall be mailed to the Municipal Clerk of the Borough of Barnegat Light, P.O. Box 576, Barnegat Light, NJ 08006-0576, and must be received within thirty (30) days of the posting date of the approved certified list.

RESOLUTION 2023-059

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE SHARED SERVICES AGREEMENT WITH THE BOROUGH OF BEACH HAVEN, AS LEAD AGENCY, SURF CITY AND HARVEY CEDARS FOR CONSTRUCTION CODE ENFORCEMENT SERVICES

WHEREAS, the Borough of Barnegat Light adopted Resolution 2022-122 approving a shared service agreement between the Borough of Beach Haven, Borough of Surf City, Harvey Cedars, and Barnegat Light for Construction Code Enforcement Services on November 9, 2022; and

WHEREAS, Beach Haven was subsequently informed by the Department of Community Affairs that shared service agreements for Construction Code Enforcement must be four (4) years in length, pursuant to UCC 5:23-4.6(b)2; and

WHEREAS, it is the desire of the Borough of Barnegat Light to execute the amendment to the Shared Services Agreement with the municipalities of Beach Haven, Surf city and Harvey Cedars for the provision of Uniform Construction code Enforcement and administration services.

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. The Mayor and Clerk are hereby authorized to execute an AMENDMENT to the Shared Services Agreement with the municipalities of Beach Haven, Surf City, Harvey Cedars and Barnegat Light for the provision of Uniform Construction Code enforcement and administration services.
2. A copy of the AMENDED agreement shall be kept on file and be available for public inspection at the office of the Borough Clerk.
3. The AMENDED agreement shall be extended and effective for a period of four (4) years, expiring on December 31, 2026.

4. A certified copy of this resolution shall be forwarded to the Borough of Beach Haven, the Borough of Surf City, the Borough of Harvey Cedars and the Construction Code Officer.

RESOLUTION 2023-060

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, EMPLOYING SEASONAL WORKERS

WHEREAS, the Borough of Barnegat Light is in need of seasonal employees for the 2023 season; and
WHEREAS, the following people are employed as noted with the compensation listed below:
NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Barnegat Light approves the list of seasonal employees.

Benson, Michael	Tram Driver	\$17.00	
DiAntonio, Albert	Tram Driver	\$17.50	
Olsen, Benjamin	Badge Checker	\$15.00	
Vrabel, Jonathan	Badge Checker	\$15.25	
Kenny, Edwin	Assistant Dock Master	\$15.00	
Lewis, Peter	Tram Driver	\$17.25	
Britton, Klase	Badge Checker	\$16.25	

RESOLUTION 2023-061

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AWARDING A STIPEND TO CERTAIN EMPLOYEE

WHEREAS, Cecile U. Hodgson has entered into an agreement with the Borough of Barnegat Light to pursue the course of education required for Certification as a Registered Municipal Clerk; and
WHEREAS, her agreement with the Borough states that she shall receive a \$1,000.00 stipend after the successful completion of each course; and
WHEREAS, Cecile has successfully completed Introduction to the Duties of the Municipal Clerk.
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 Cecile shall receive a stipend of \$1,000.00
2. Certified copies of this resolution shall be forward to Cecile U. Hodgson and the Finance Department.
3. A certified copy shall be place in Cecile U. Hodgson's file.

CORRESPONDENCE:

REQUEST FROM ARTHUR TURNER III & SANDRA MCDADE, 15 E. 21ST TO TRIM OR REMOVE JAPANESE BLACK PINES

1. Greenwood Tree Service
 2. Only black pines
 3. Distance 200 ft from property line
 4. Photos
 5. Letters of support-Marilyn Straniero, 16 E 21st & Bill and Ann Dibble, 2109 Seaview
 6. Stuart inspected
- Motion: Wellington Second: Foley All in Favor: X

REQUEST FOR CAMPING ON 9TH STREET BEACH

1. Siobhan Chin. Cub Scouts Pack 44
 2. June 10th -12th
 3. 10-12 Adults & 15-20 Children
 4. Will provide COI
 5. Obtaining fire permit from the Ocean County Fire Marshals Office
 6. Requested porta potty
- Motion: Alloway Second: Foley All in Favor: X

TREE TRIMMING REQUEST-MANAHAWKIN TREE SERVICE-16 E 27TH

1. Talked to owner and explained requirements (Vatner-owners)
 2. Photos provided
 3. Stuart inspected
- Motion: Wellington Second: Alloway All in Favor: X

MOTION TO ADJOURN:

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