

REGULAR MEETING OF MAYOR AND COUNCIL May 10, 2017

THE CAUCUS MEETING of the Mayor and Council was called to order by Mayor Larson at 4:30pm at the Borough Hall, on East 7th Street. 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 the Borough Hall on January 4, 2017 and it was published on January 12, 2017 in the Beach Haven Times and the Asbury Park Press, newspapers designated by Mayor and Council on January 4, 2017 to receive such notice, and by filing a copy of the notice with the Acting Borough Clerk on January 4, 2017.

ROLL CALL: Sharpless, Wellington, Spark, Reynolds, Mikuletzky, Warr

The Deputy Clerk said that Mayor Larson was unable to attend. She said that Council President Spark will be running the meeting.

Also present: Kathy Guerrero, Deputy Clerk and Terry Brady

Discussion: Some things that were discussed were the Cub Scouts wanting to camp on the beach and the need for a fire permit, the YMCA is asking for free beach badges for a day trip, a beach wedding, and an upcoming flood map meeting. Councilman Wellington talked about flood maps and that Fema is starting the process over due to an out of court settlement with New York City after Sandy. Councilman Wellington brought up an issue regarding contractors using gas generators instead of power poles to supply their electric. He said that most of the year it's not a problem but in the summer months it is. Council President Spark discussed the installation of water meters with another town and that we were getting closer to working out the numbers and it will be approximately 1/3 of what the original projection. He said the Borough would be paying for everything except repairing the landscapes. He urged residents to find their meter pits. Council President Spark said that the ordinance regarding the building height was being tabled and would not be discussed tonight. It will not be acted on until after the Taxpayers Association meeting. Councilman Mikuletzky talked about the water tower camera. He was under the impression that there would be a 360 degree view but now it's only 180. Terry Brady said that the 1st resolution on the agenda was regarding Verizon Wireless. Verizon wants to install small boxes on the existing poles to improve cell phone service. Councilman Wellington said that the town wide yard sale will be on May 20th. Councilwoman Reynolds said that the LBI Garden Club put in all the landscaping around Borough Hall. She said that now they are requesting to put in a butterfly garden. She said the area and the size would be determined by the Borough. Councilwoman Reynolds said that TNR program is working because there has been a 75% decrease in calls to LBI regarding the feral cats.

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

THE MEETING of the Mayor and Council was called to order by Councilman Spark at 5:00pm at the Borough Hall, on East 7th Street. 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 the Borough Hall on January 4, 2017 and it was published on January 12, 2017 in the Beach Haven Times and the Asbury Park Press, newspapers designated by Mayor and Council on January 4, 2017 to receive such notice, and by filing a copy of the notice with the Acting Borough Clerk on January 4, 2017.

PLEDGE OF ALLEGIANCE

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

ROLL CALL: Sharpless, Spark, Wellington, Reynolds, Mikuletzky, Warr

She said that Mayor Larson was unable to attend the meeting will be run by Council President Spark.

ALSO PRESENT: Terry Brady, Attorney, Kathleen Flanagan, CFO and Kathy Guerrero, Deputy Clerk

APPROVE MINUTES: Councilman Spark asked for a motion to approve the minutes of the April 12, 2017 meeting.

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark			X			
Sharpless			X			
Wellington			X			
Reynolds		X	X			
Mikuletzky					X	
Warr	X		X			

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

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark			X			
Sharpless			X			
Wellington			X			
Reynolds		X	X			
Mikuletzky			X			
Warr	X		X			

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

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark			X			
Sharpless		X	X			
Wellington	X		X			
Reynolds			X			
Mikuletzky			X			
Warr			X			

COMMITTEE REPORTS:

FINANCE: Councilman Warr said that the bills for the month were \$613,258.61. He also said that the regional school taxes were \$14,117.00 and for the first time more money stayed in Barnegat Light than went out.

PUBLIC SAFETY: Councilman Mikuletzky said that summer is coming and the speed limits will be changing and the traffic lights will be on very soon. He said to be aware.

BEACHES AND PARKS: Councilwoman Reynolds said the beaches will be open June 10th. She said beach badges will be on sale at the preseason rate until June 9th. She said we are looking for an attendant for the BB booth. She said the LIT program still has a few openings. She reminded the audience about the need for entry cards for the dog park and the requirements. She the artwork is now hung in the dog park. She said that the tennis and pickle ball courts are now free to anyone having a seasonal beach badge and if you don't have a badge you can play tennis for \$10.00 per hour.

WATER/SEWER: Councilman Spark said he wanted to make the water sewer report a part of the minutes. He talked about the meter project and said it was getting closer. He said that residents should start exposing their meters.

PUBLIC WORKS: Councilman Sharpless said that the Memorial Day parade will be held on May 28, 2017. He said if residents want their driveways marked out they should call Borough Hall and DPW will mark it out.

DOCKS AND HARBORS: Councilman Wellington said that bluefish and strippers are in town. Ramp fees revenue is up from last year. He said there are 5 open boat slips. He said that at the north end of the public docks we have 6 floating docks and the most northern one has been replaced by a new commercial grade plastic dock that was put in for testing. It's wider and more stable. He said that it was the Boroughs intention to purchase 6 of them. Then he said that Great Lakes Dredging has taken responsibility for the rebuilding of the 16th Street bulkhead which is good news. Councilman Wellington then talked about the pavilion. He said that the drawings have been received from the structural engineer. The Engineer wants all the steel to be galvanized. The steel will have to be purchased, fabricated on site, and then sent out to be galvanized.

OPEN PUBLIC SESSION: Council President Spark asked for a motion to open the public session. On a motion by Warr, seconded by Wellington and carried by all the public session was open.

Bonnie Brodman, East 10th Street, inquired about the cliffs on the beach. Rich Brodman, East 10th Street, asked when the Beach Committee meetings were held. He also asked about the bay beach. Councilwoman Reynolds said that the bay beach improvements are being discussed. Marilyn Wasilewski, West 7th Street, asked if the council has considered the impact of the traffic and the parking when the new pavilion is completed. Councilman Wellington and Councilman Sharpless talked about this issue. Mary Ellen Foley asked, with respect to the pavilion and the steel beams, is there a point where using the existing platform doesn't work and you would have to start over? Councilman Wellington said no and explained why. He said if the cost started getting too much the length of the building could be made smaller to cut costs. John Tennyson asked Councilwoman Reynolds when the bike racks are being installed. She said probably around Memorial Day. Mr. Tennyson asked Councilman Spark if a timeline could be placed on our website regarding the water meter project. Councilman Spark said that it was too early because we don't have a signed agreement. Keith Gross East 7th Street said he read about the possibility of raising the building height. He wanted to know what was driving that. He said it would take away the quaintness of the town. Council President Spark talked about this subject in depth. Barry Mescolotto, 19th Street, said that we should look at the ordinances in Harvey Cedars that deals with building height. He said that they had zones where you can go to 32' and zones where you can't.

Councilman Spark asked for a motion to close the public session. On a motion by Warr, seconded by Wellington and carried by all the public session was closed.

RESOLUTIONS:

RESOLUTION 2017-073

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, GRANTING VERIZON WIRELESS THE RIGHT TO USE UTILITY POLES IN THE PUBIC RIGHT-OF-WAY, SUBJECT TO CONDITIONS.

WHEREAS, Cellco Partnership d/b/a Verizon Wireless, (“Verizon Wireless”), is a provider of commercial mobile service subject to regulation by the Federal Communications Commission; and **WHEREAS**, Verizon Wireless has entered into agreements with parties that have the lawful right to maintain poles in the public right-of-way, upon which Verizon Wireless seeks to use such poles erected within the public right-of-way in 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. The Borough of Barnegat Light hereby grants permission to Verizon Wireless and its successors and assigns, to use poles erected by other public utilities that have the lawful right to maintain poles within the public right-of-way in the Borough of Barnegat Light, for the purpose of installing and maintaining small network nodes, subject to the following:

- A. Verizon Wireless, and its successors and assigns, shall adhere to all applicable Federal, State, and Local laws regarding safety requirements related to the use of the public right-of-way.
- B. Verizon Wireless, and its successors and assigns, shall comply with all applicable Federal, State, and Local laws requiring permits prior to beginning construction, and shall obtain any applicable permits that may be required by the Borough of Barnegat Light.
- C. Such permission be and is hereby given upon the condition and provision that Verizon Wireless, and its successors and assigns, shall indemnify, defend and hold harmless the Borough of Barnegat Light, its officers, agents, and servants, from any claim of liability or loss or bodily injury or property damage resulting from or arising out of the acts or omissions of Verizon Wireless or its agents in connection with the use and occupancy poles located within the public right-of-way, except to the extent arising from the acts or omissions of Borough of Barnegat Light or its agents.
- D. Verizon Wireless shall, at its own cost and expense, maintain and supply to the Borough and to all applicable other public utilities its commercial general liability insurance with limits not less than \$1,000,000 for injury to or death of one or more persons in any one occurrence and \$500,000 for damage or destruction to property in any one occurrence; Verizon Wireless shall include the Borough of Barnegat Light as an additional insured.
- E. Verizon Wireless shall be responsible for the repair of any damage to paving, existing utility lines, or any surface or subsurface installations, arising from its construction, installation or maintenance of its facilities.
- F. This permission shall apply to existing utility poles and poles lawfully erected by others only, and separate permission must be sought prior to the erection by Verizon Wireless of new or additional utility poles.

2. The permission hereby granted shall continue for the same period of time as the grant to the parties whose poles Verizon Wireless is using.

3. That certified copies of the resolution be forwarded to Cellco Partnership d/b/a Verizon Wireless.

DATED: May 10, 2017

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark			✓			
Sharpless	✓		✓			
Wellington		✓	✓			
Reynolds			✓			
Mikuletzky			✓			
Warr			✓			

RESOLUTION 2017-074

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF A SCHEDULE “C” AGREEMENT WITH THE COUNTY OF OCEAN FOR 2017

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

WHEREAS, it is the desire of the governing body to authorize the execution of a contract with The County of Ocean for the provision of services, materials and equipment as set forth in Schedule “C” attached hereto.

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

1. That the Mayor and Municipal Clerk are hereby authorized to execute a Schedule "C" agreement with The County of Ocean in accordance with the provisions of the law to include \$3000.00 for the Road Department and \$2500.00 for the Engineering Department and \$10,000.00 for major project request West 17th Street end at Bayview Avenue for a total sum not to exceed \$15,500.00. A copy of the said agreement is attached hereto and made part hereof as Schedule "C".
2. This agreement is for the period January 1, 2017 to December 31, 2017.
3. That a copy of this agreement referenced herein shall be kept on file and made available for public inspection in the Municipal Clerk's office during normal business hours.

DATED: May 10, 2017

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark			✓			
Sharpless			✓			
Wellington			✓			
Reynolds		✓	✓			
Mikuletzky			✓			
Warr	✓		✓			

RESOLUTION 2017-075

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF BARNEGAT LIGHT AND THE TOWNSHIP OF LONG BEACH FOR THE USE OF LONG BEACH TOWNSHIP MUNICIPAL COURT

WHEREAS, N.J.S.A. 2B:12-1 allows two or more municipalities to provide jointly for courtrooms, chambers, equipment, and supplies for their municipal courts and to agree to appoint the same person as court administrator without establishing a joint municipal court; and

WHEREAS, the Borough of Barnegat Light and the Township of Long Beach find that it would be in their best interest to share the Township Municipal Courtroom, court offices, staff, facilities and equipment; and

WHEREAS, the Borough of Barnegat Light and the Township of Long Beach therefore agree to share the courtroom facilities, equipment and office staff in accordance with N.J.S.A. 2B:12-1, in order to conserve resources and to provide for a more efficient, secure and economically sound municipal court system; each municipality shall maintain its right to appoint its own judge, prosecutor, and public defender; and

WHEREAS, it is the desire of the Mayor and Council of the Borough of Barnegat Light to enter into a Shared Services agreement with the Township of Long Beach for use of the Township Municipal Court. **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 appended hereto as Exhibit "A" be executed by and between the Borough of Barnegat Light and the Township of Long Beach as described above.

DATED: May 10, 2017

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark			✓			
Sharpless			✓			
Wellington			✓			
Reynolds		✓	✓			
Mikuletzky	✓		✓			
Warr			✓			

RESOLUTION 2017-076

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 2017 season; and

WHEREAS, the following person is employed as noted with the compensation listed below:

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Barnegat Light approves same.

BEACH BADGE CHECKER: Anthony Cali \$ 8.44/hr

DATED: May 10, 2017

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark			✓			
Sharpless	✓		✓			

Wellington		✓	✓			
Reynolds			✓			
Mikuletzky			✓			
Warr			✓			

RESOLUTION 2017-077

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE PAYMENT OF MUNICIPAL BILLS IN THE AMOUNT OF \$613,258.61

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 \$613,258.61 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.

DATED: May 10, 2017

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark			✓			
Sharpless		✓	✓			
Wellington			✓			
Reynolds			✓			
Mikuletzky			✓			
Warr	✓		✓			

ORDINANCES:

Second Reading:

The Deputy Clerk said that Ordinance 2017-005 would not have second reading due to a clerical error.

ORDINANCE 2017-006

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, IN THE COUNTY OF OCEAN, NEW JERSEY PROVIDING FOR DOCK REPLACEMENT LOCATED IN THE BOROUGH, AND APPROPRIATING \$100,000 THEREFOR FROM THE BOROUGH’S CAPITAL IMPROVEMENT FUND AND \$140,000 FROM THE BOROUGH’S CAPITAL SURPLUS FUND

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF BARNEGAT LIGHT, IN THE COUNTY OF OCEAN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The sum of \$100,000 is hereby appropriated from the Borough of Barnegat Light, in the County of Ocean, New Jersey (the "Borough") Capital Improvement Fund and the sum of \$140,000 is hereby appropriated from the Borough’s Capital Surplus Fund for dock replacement located in the Borough, including all work and materials necessary therefore or incidental thereto.

Section 2. The capital budget or temporary capital budget, as applicable, of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget, as applicable, and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 3. This ordinance shall take effect as provided by law.

ORDINANCE 2017-006

Passage on First Reading: Date: April, 12, 2017

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark		X	X			
Sharpless			X			
Wellington	X		X			
Reynolds			X			
Mikuletzky						X
Warr			X			

Council President asked for a motion to open the Public Hearing. On a motion by Wellington, seconded by Reynolds and carried by all the Public Hearing for Ordinance 2017-006 was open for public discussion.

Being no comment from the public, Council President Spark asked for a motion to close the Public Hearing. On a motion by Sharpless, seconded by Wellington and carried by all, the Public Hearing was closed to the public.

Council President Spark asked for a motion to adopt.

ADOPTION:

Final Passage: Date: May 10, 2017

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark			X			
Sharpless	X		X			
Wellington		X	X			
Reynolds			X			
Mikuletzky			X			
Warr			X			

NOTICE OF ADOPTION OF ORDINANCE

PUBLIC NOTICE IS HEREBY GIVEN that the ordinance published herewith has been finally adopted by the Borough Council of the Borough of Barnegat Light, in the County of Ocean, New Jersey on May 10, 2017, and the 20-day period of limitation within which a suit, action or proceeding questioning the validity of such bond ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this notice.

ORDINANCE 2017-007

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, IN THE COUNTY OF OCEAN, NEW JERSEY PROVIDING FOR THE CONSTRUCTION OF A PAVILION AT 20 WEST 6TH STREET IN THE BOROUGH, AND APPROPRIATING \$300,000 THEREFOR FROM THE BOROUGH'S CAPITAL IMPROVEMENT FUND

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF BARNEGAT LIGHT, IN THE COUNTY OF OCEAN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), **AS FOLLOWS:**

Section 1. The sum of \$300,000 is hereby appropriated from the Borough of Barnegat Light, in the County of Ocean, New Jersey (the "Borough") Capital Improvement Fund for the construction of a pavilion at 20 West 6th Street, Block 12, Lot 15 in the Borough, including all work and materials necessary therefore or incidental thereto.

Section 2. The capital budget or temporary capital budget, as applicable, of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget, as applicable, and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 3. This ordinance shall take effect as provided by law.

Passage on First Reading: Date: April, 12, 2017

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark			X			
Sharpless			X			
Wellington	X		X			
Reynolds		X	X			
Mikuletzky						X
Warr			X			

Council President asked for a motion to open the Public Hearing. On a motion by Wellington, seconded by Reynolds and carried by all the Public Hearing for Ordinance 2017-007 was open for public discussion.

Barry Mescolotto suggested selling naming rights for the pavilion due to the increase in costs. There was no other discussion.

Council President Spark asked for a motion to close the Public Hearing. On a motion by Warr, seconded by Sharpless and carried by all, the Public Hearing was closed to the public.

Council President Spark asked for a motion to adopt.

ADOPTION:

Final Passage: Date: May 10, 2017

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark			X			
Sharpless		X	X			
Wellington	X		X			
Reynolds			X			
Mikuletzky			X			
Warr			X			

NOTICE OF ADOPTION OF ORDINANCE

PUBLIC NOTICE IS HEREBY GIVEN that the ordinance published herewith has been finally adopted by the Borough Council of the Borough of Barnegat Light, in the County of Ocean, New Jersey on May 10, 2017, and the 20-day period of limitation within which a suit, action or proceeding questioning the validity of such bond ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this notice.

ORDINANCE 2017-008

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, IN THE COUNTY OF OCEAN, NEW JERSEY PROVIDING FOR ROOF REPAIRS/REPLACEMENT OF WELL #2 AND CONTROL ROOM LOCATED IN THE BOROUGH, AND APPROPRIATING \$50,000 THEREFOR FROM THE BOROUGH'S UTILITY CAPITAL IMPROVEMENT FUND

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF BARNEGAT LIGHT, IN THE COUNTY OF OCEAN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The sum of \$50,000 is hereby appropriated from the Borough of Barnegat Light, in the County of Ocean, New Jersey (the "Borough") Utility Capital Improvement Fund for repairs/replacement of well #2 and control room located in the Borough, including all work and materials necessary therefore or incidental thereto.

Section 2. The capital budget or temporary capital budget, as applicable, of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget, as applicable, and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 3. This ordinance shall take effect as provided by law.

INTRODUCTION:

Passage on First Reading: Date: April, 12, 2017

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark		X	X			
Sharpless			X			
Wellington	X		X			
Reynolds			X			
Mikuletzky						X
Warr			X			

On a motion by Reynolds, seconded by Sharpless and carried by all the Public Hearing for Ordinance 2017-008 was open for public discussion.

Council President said when it leaks we have to fix it.

Council President Spark asked for a motion to close the Public Hearing. On a motion by Wellington, seconded by Sharpless and carried by all, the Public Hearing was closed to the public.

Council President Spark asked for a motion to adopt.

ADOPTION:

Final Passage: Date: May 10, 2017

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark			X			
Sharpless			X			
Wellington		X	X			
Reynolds			X			
Mikuletzky			X			
Warr	X		X			

NOTICE OF ADOPTION OF ORDINANCE

PUBLIC NOTICE IS HEREBY GIVEN that the ordinance published herewith has been finally adopted by the Borough Council of the Borough of Barnegat Light, in the County of Ocean, New Jersey on May 10 2017, and the 20-day period of limitation within which a suit, action or proceeding questioning the validity of such bond ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this notice

ORDINANCE 2017-009

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, IN THE COUNTY OF OCEAN, NEW JERSEY PROVIDING FOR ROOF REPAIRS/REPLACEMENT AT THE MUSEUM LOCATED IN THE BOROUGH, AND APPROPRIATING \$30,000 THEREFOR FROM THE BOROUGH'S CAPITAL IMPROVEMENT FUND

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF BARNEGAT LIGHT, IN THE COUNTY OF OCEAN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The sum of \$30,000 is hereby appropriated from the Borough of Barnegat Light, in the

County of Ocean, New Jersey (the "Borough") Capital Improvement Fund for roof repairs/replacement at the museum located in the Borough, including all work and materials necessary therefore or incidental thereto.

Section 2. The capital budget or temporary capital budget, as applicable, of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget, as applicable, and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 3. This ordinance shall take effect as provided by law.

ORDINANCE 2017-009

Passage on First Reading: Date: April, 12, 2017

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark			X			
Sharpless		X	X			
Wellington	X		X			
Reynolds			X			
Mikuletzky						X
Warr			X			

Council President asked for a motion to open the Public Hearing. On a motion by Wellington, seconded by Sharpless and carried by all the Public Hearing for Ordinance 2017-009 was open for public discussion.

Being no comment from the public, Council President Spark asked for a motion to close the Public Hearing. On a motion by Sharpless, seconded by Mikuletzky and carried by all, the Public Hearing was closed to the public.

Council President Spark asked for a motion to adopt.

ADOPTION:

Final Passage: Date:

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark			X			
Sharpless	X		X			
Wellington			X			
Reynolds		X	X			
Mikuletzky			X			
Warr			X			

ORDINANCE 2017-010

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING THE BOROUGH ZONING CODE TO PROVIDE AN INCREASE IN THE ALLOWABLE BUILDING HEIGHT RESTRICTIONS.

Council President asked for a motion to table this ordinance. On a motion by Reynolds, seconded by Sharpless and carried by all, Ordinance 2017-010 was tabled.

ORDINANCES:

INTRODUCTION:

ORDINANCE 2017-011

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY PROVIDING FOR HYDRANT REPLACEMENT IN THE BOROUGH, AND APPROPRIATING \$10,000 THEREFOR FROM THE BOROUGH'S UTILITY CAPITAL IMPROVEMENT FUND

Passage on First Reading: Date: May 10, 2017

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark			X			
Sharpless			X			
Wellington			X			
Reynolds	X		X			
Mikuletzky		X	X			
Warr			X			

INTRODUCTION:

ORDINANCE 2017-012

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, PROVIDING FOR THE METHOD OF FIXING AND DETERMING ANNUALLY, SALARIES AND RATES OF COMPENSATION TO BE PAID TO ALL PERSON EMPLOYED BY THE BOROUGH OF BARNEGAT LIGHT, AND PROVIDING FOR THE METHOD OF PAYMENT THEREOF.

Passage on First Reading: Date: May 10, 2017

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark			X			
Sharpless		X	X			
Wellington			X			
Reynolds	X		X			
Mikuletzky			X			
Warr			X			

INTRODUCTION:

ORDINANCE 2017-013

ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, DETERMINING POSITIONS ELIGIBLE FOR THE DEFINECONTRIBUTION RETIREMENT PROGRAM

Passage on First Reading: Date: May 10, 2017

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark			X			
Sharpless	X		X			
Wellington		X	X			
Reynolds			X			
Mikuletzky			X			
Warr			X			

INTRODUCTION:

ORDINANCE 2017-014

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING THE BOROUGH CODE TO PROHIBIT GAS-POWERED GENERATORS ON CONSTRUCTION SITES.

INTRODUCTION:

Passage on First Reading: Date: May 10, 2017

Larson	Moved	Second	Aye	Nay	Abstain	Absent
Spark			X			
Sharpless			X			
Wellington	X		X			
Reynolds		X	X			
Mikuletzky			X			
Warr			X			

MOTION TO ADJOURN:

Council President asked for a motion to adjourn. On a motion by Reynolds, seconded by Warr and carried by all, the meeting of the Borough Council was closed.

APPROVED:

KIRK O. LARSON
MAYOR

BRENDA L. KUHN
ACTING MUNICIPAL CLERK

