

## REGULAR MEETING OF MAYOR AND COUNCIL JANUARY 13, 2016

**THE CAUCUS MEETING** of the Mayor and Council was called to order by Councilman Warr at 4:30pm at the Borough Hall, on East 7<sup>th</sup> Street. He stated that adequate notice of this meeting has been provided in accordance with the New Jersey Open Public Meetings Act by posting a copy of the notice of this meeting on the bulletin board in the Borough Hall on January 4, 2016 and by mailing a copy of the notice to the Asbury Park Press, newspaper designated by Mayor and Council on January 4, 2016 to receive such notice, and by filing a copy of the notice with the Borough Clerk on January 4, 2016.

**ROLL CALL: SHARPLESS, WELLINGTON, REYNOLDS, MIKULETZKY (VIA SPEAKER PHONE), WARR  
SPARK WAS ABSENT**

**MAYOR LARSON WAS ABSENT.**

**Councilman Wellington** asked if there was anything for discussion. Councilwoman Reynolds stated that she liked like having all the resolutions and minutes online. She said that we did a great job getting everything presented to council. Councilman Wellington passed the information on to the audience. He told them that instead of getting a stack of paper through the month the ladies in the office were putting them up on a private website so that it could be viewed by council and then after approval it would be posted to our regular website. Councilwoman Reynolds stated that some things you just need to read and you don't need the paper. Everyone said that it was a great idea. Councilman Warr said that it would be a learning experience for all.

Councilman Sharpless wanted to discuss the CDBG prior to the public hearing. PW got 2 quotes for redoing the 9<sup>th</sup> Street walkway. The first quote was \$110,000 just to resurface it. He stated that Winnie also got a quote for just the materials for the Borough guys to do it. His question to Terry Brady was if the grant money could be used for just materials and not the labor. Sharpless said the total is approximately \$37,000 for the decking and everything. Councilman Sharpless wanted to find out if all the money could be used for materials and our PW department do the work. Terry Brady said we could check with the CDBG people. Councilwoman Reynolds asked if we had to go with \$110,000 quote, would we drop this project and are there any alternative suggestions. Sharpless said that we should still move forward with 9<sup>th</sup> Street because it really needs to be done. He asked what the alternative would be and Councilwoman Reynolds suggested bike racks. Councilman Warr asked Terry Brady what the money could be used for and Terry Brady said that the short answer is the Block Grant is Federal money that is funneled through the state, to the county and then to us that's designed for capital projects, usually construction of public improvements. Councilman Sharpless said it was his understanding that it had to be existing and also had to be handicap accessible. Councilman Warr asked if the money could be used to do repairs or upgrades on the ramp. Terry Brady said that Frank Little has been working with the borough every year to be sure that the grant application is put together appropriately. Councilwoman Reynolds said that we need bike racks. She said she did a little research and they would cost approximately \$250.00. Then they talked about barriers, parking and the 100' line at the street ends. Councilman Wellington asked about the resolution regarding parking on Central Ave. that we forwarded to the county. I informed them that Pat, from the county called last week. Mayor Larson spoke to her and told her what the concerns were. Councilman Wellington said that we would have change zoning for every street in town. It would be a big job but he didn't see any reason why we couldn't because it would provide us with more parking. Councilwoman Reynolds asked how it ties in with the 100' line and Councilman Wellington said that if we were doing away with that 100' line, we could do the whole thing at the same time. That would give a couple more spaces at the end as long as it didn't interfere. Councilman Mikuletzky suggested more handicapped parking on some of the streets. Councilman Sharpless asked we needed to keep the 100' line for emergency vehicles. He also said that he would call Frank Little and ask about the line and the block grant money.

Terry Brady wanted to take a moment to express his thanks for his appointment. The appointment is never taken for granted. He said that he greatly appreciates the confidence and support that he has gotten from council for over 20 years.

Councilman Warr said it was the end of caucus.

**THE MEETING OF** Mayor and Council was called to order by Councilman Warr at 5:00 at the Borough Hall on East 7<sup>th</sup> St. He stated that adequate notice of this meeting has been provided in accordance with the New Jersey Open Public Meetings Act by posting a copy of the notice of this meeting on the bulletin board in the Borough Hall on January 4, 2016 and by posting a copy of the notice in the Asbury Park Press, newspaper designated by Mayor and Council on January 4, 2016 to receive such notice and by filing copy with the Borough Clerk on January 4, 2016.

**PLEDGE OF ALLEGIANCE**

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

**ROLL CALL: SHARPLESS, WELLINGTON, REYNOLDS, MIKULETZKY (VIA SPEAKER PHONE), WARR. SPARK WAS ABSENT**

**ALSO PRESENT TERRY F BRADY, ESQ., ELAINE TOLLISON, KATHLEEN FLANAGAN, CFO AND BRENDA KUHN, ACTING MUNICIPAL CLERK.**

**COUNCILMAN WARR** asked for approval of the minutes of the December 9, 2015 regular meeting. On a motion by Sharpless, seconded by Reynolds the minutes were approved.

MOTION: SHARPLESS  
SECOND: REYNOLDS  
VOTE: AYES: SHARPLESS, WELLINGTON, REYNOLDS, MIKULETZKY, WARR  
NAYS: NONE ABSTAIN: NONE ABSENT: SPARK

COUNCILMAN WARR asked for approval of the minutes of the January 4, 2016 Reorganization meeting. On a motion by Wellington, seconded by Reynolds the minutes were approved.

MOTION: WELLINGTON  
SECOND: SHARPLESS  
VOTE: AYES: SHARPLESS, WELLINGTON, REYNOLDS, MIKULETZKY  
NAYS: NONE ABSTAIN: WARR ABSENT: SPARK

TREASURER'S REPORT: Councilman Warr asked for a motion to approve the Treasurer's Report. On a motion by Reynolds, seconded by Wellington the Treasurer's report was approved.

MOTION: REYNOLDS  
SECOND: WELLINGTON  
VOTE: AYES: SHARPLESS, WELLINGTON, REYNOLDS, MIKULETZKY, WARR  
NAYS: NONE ABSTAIN: NONE ABSENT: SPARK

BUILDING AND ZONING REPORT: Councilman Warr asked for a motion to approve the Building and Zoning Report. On a motion by Wellington, seconded by Reynolds the Treasurer's report was approved.

MOTION: WELLINGTON  
SECOND: REYNOLDS  
VOTE: AYES: SHARPLESS, WELLINGTON, REYNOLDS, MIKULETZKY, WARR  
NAYS: NONE ABSTAIN: NONE ABSENT: SPARK

COMMITTEE REPORTS:

WATER/SEWER: Councilman Sharpless stated that Councilman Spark was not there and he wanted to make the water/sewer report a part of the minutes.

10 EAST SEVENTH STREET  
P.O. BOX 576  
BARNEGAT LIGHT  
NEW JERSEY 08008-0576  
TELEPHONE (609) 494-9196  
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KIRK O. LI  
MAYO  
GAIL J. WETM  
MUNICIPAL CLERK

MASTER WATER METER READINGS

Reading Date JAN. 1, 2015

HIGH BAR HARBOR

hersey detector water meter model 8x4 mfm/mct #6018343  
Compound meter #1 (low flow) 73,456,000 gallons  
Compound meter #2 (high flow) 2,000 gallons  
Sub-Total 73,458,000 gallons  
Minus Previous Months Sub Total 72,885,000 gallons  
Total This Reading 573,000 gallons

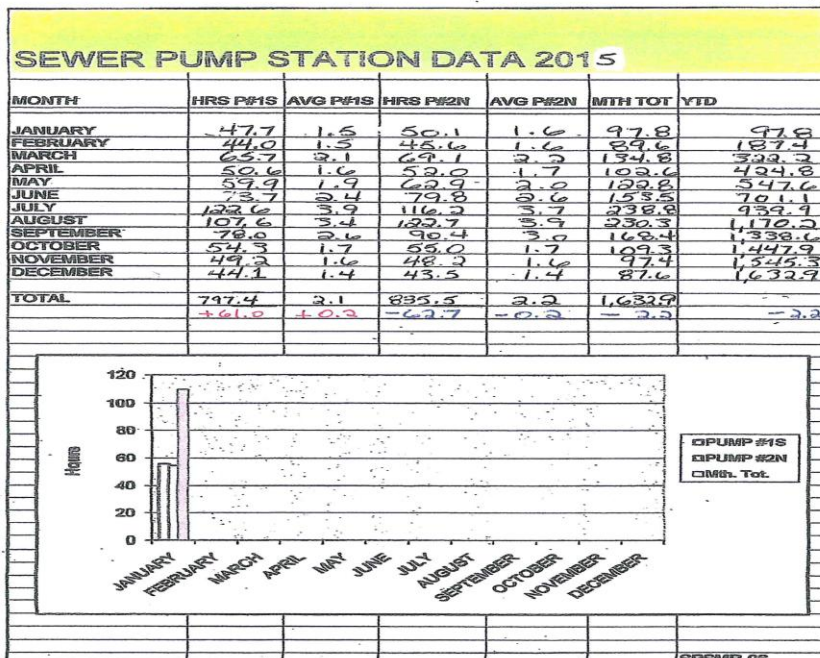
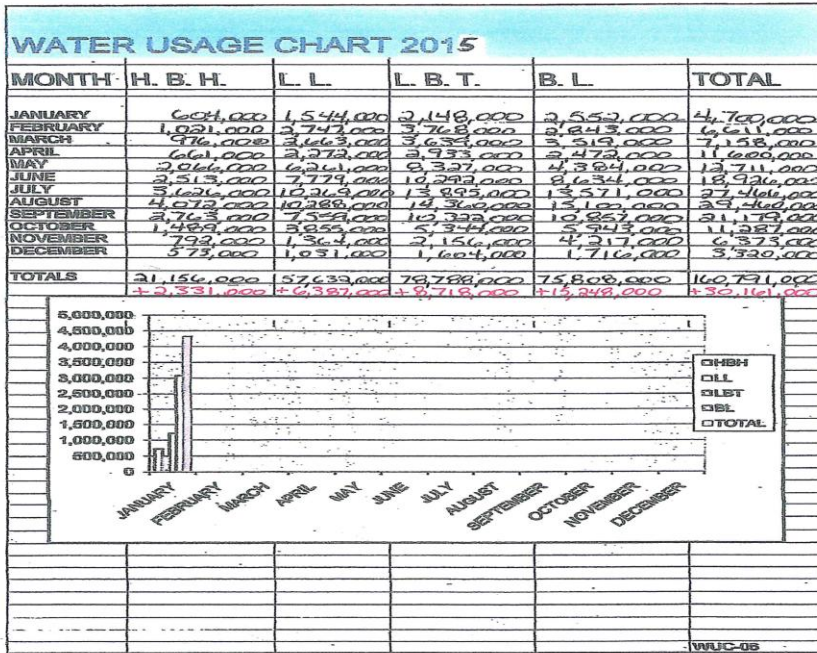
LOVELADIES NORTH

hersey detector water meter model 8x4 mfm/mct #601344  
Compound Meter #1 (low flow) 279,438,000 gallons  
Compound Meter #2 (high flow) 6,755,000 gallons  
Sub-Total 286,193,000 gallons  
Minus Previous Months Sub Total 285,162,000 gallons  
Total This Reading 1,031,000 gallons  
COMBINED TOTAL 1,604,000 gallons

\*(NOTE: COMBINED TOTAL INCLUDES #62 HOLLY DRIVE USAGE)

BARNEGAT LIGHT METER READER E. Sulecki

DATE 1/11/16



**PUBLIC WORKS:** Councilman Sharpless said that DPW was busy. He proceeded to breakdown the hours that was spent on each area. Boardwalks took up a lot of hours. He stated that they were up to 15<sup>th</sup> Street. Councilman Sharpless said that he would be having a Recreation Committee meeting within the couple of weeks. He polled the room and asked how many people would be in favor a concert on the 4<sup>th</sup> of July. Tim Brindley said he thought it was a good idea. It seemed to be favored by most. Councilman Sharpless said that the parade would be on Sunday.

**DOCKS AND HARBORS:** Councilman Wellington stated that the ramps and docks are closed for the seasons therefore there's not much to report. He said we are busy getting the boat slips rented for next season.

**BEACHES AND PARKS:** Councilwoman Reynolds said that no preseason badges were sold yet but 197 holiday badges were sold which was 56 more than last year.. She told the audience to purchase your badges before June 10<sup>th</sup> to take advantage of the preseason prices. She stated that we are starting the budgeting process and if anyone had ideas for the beaches or the parks. One thought has been bike racks and if you can think of anything other improvements please let us know.

**FINANCE:** Councilman Warr said that bills for the month were \$327,127.86. \$130,000 went to the Southern Regional School taxes. He stated that he wanted to hold a **Budget Workshop on February 10, 2016 at 3:00.**

**PUBLIC SAFETY:** Councilman Mikuletzky said the Chief of Police said that if you are going away for the winter that you could sign up to have your house checked. He said that you could also sign up for Nixle reports. You could get information on storms and other important information.

**COMMUNITY DEVELOPMENT BLOCK GRANT 1st HEARING:**

On a motion by Councilman Sharpless, seconded by Councilman Wellington and carried by all the CDBG Hearing was open to the public.

Councilman Warr said we talked about the block grant in caucus and the 9th Street ramp seemed to be the project that we want to use the block grant funding for. Tim Bindley asked if we were using a composite material for the reconstruction and it was confirmed by Councilman Sharpless. Councilwoman Reynolds asked if we needed an alternate plan. Tim Brindley said that he like the little alcove that's about half way up and he was told that nothing would change. There would be better accessibility for the handicapped because of the new decking and railings. Councilman Warr asked if the public had anymore comments or ideas and there were none. On a motion by Councilman Wellington to close, seconded by Councilman Sharpless and carried by all, the CDBG Hearing was over.

**OPEN PUBLIC SESSION:** On a motion by Councilwoman Reynolds, seconded by Councilman Sharpless and carried by all, the public session was opened. Tim Brindley wanted to address the 100' buffer. He didn't think it would be good to use this area for parking. He stated that he felt it was there for a reason such as bikes, ice cream man, ambulances and fire trucks. He suggested if we were going to try it, perhaps we just try it on one street to see how it plays out. He suggested the higher streets like 22<sup>nd</sup>, 25<sup>th</sup> and 29<sup>th</sup> where there's more impact. John Tennyson from 22<sup>nd</sup> Street applauded Councilwaman Reynolds for her idea of bike racks especially for 22<sup>nd</sup> Street because that is the street that the Life Guard in Training huddles to. He said that several times a week there are a number of bikes up there and their all over the place. He asked for council to continue to look into that. With there being no further comments, on a motion by Wellington, seconded by Sharpless and carried by all, the public session was closed.

**RESOLUTIONS:**

**RESOLUTION 16-041**

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,  
COUNTY OF OCEAN, STATE OF NEW JERSEY,  
AUTHORIZING THE TRANSFER OF APPROPRIATIONS  
ACCORDING TO 40A:4-58**

**WHEREAS**, the Borough of Barnegat Light in the County of Ocean and State of New Jersey finds it necessary to transfer money from certain 2015 budget appropriations to carry on and pay its obligations and that such transfers are permitted by law.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Barnegat Light that the Treasurer is hereby authorized to make the following transfers:

**CURRENT FUND:**

**FROM:**

Administration	S&W	5-01-20-100-100	\$ 3,300.00
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**TO:**

Municipal Court	S&W	5-01-43-490-100	\$ 1,800.00
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Beachfront Maintenance	S&W	5-01-28-380-310	\$ 1,500.00
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**DATED:           JANUARY 13, 2016**

**MOTION:        REYNOLDS**

**SECOND:        WARR**

**VOTE:           AYES: SHARPLESS, WELLINTON, REYNOLDS, MIKULETZKY, WARR**

**NAYS: NONE ABSENT: SPARK       ABSTAIN: NONE**

**RESOLUTION 16-042**

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,  
COUNTY OF OCEAN, STATE OF NEW JERSEY,  
SETTING THE SALARIES OF CERTAIN EMPLOYEES**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Barnegat Light that the following rates of compensation shall be within the scale of limits set forth in Section I of Salary Ordinances 08-03, 09-02, 10-09 and 10-10; and

**BE IT FURTHER RESOLVED**, that the following Borough employees are actively employed by the Borough of Barnegat Light and shall receive the amount specified and set forth below:

Kirk O. Larson – Mayor	3,500.00
Michael Spark – Council President	2,300.00
Scott Sharpless – Councilperson	2,000.00
Dorothy Reynolds – Councilperson	2,000.00
Edwin Wellington – Councilperson	2,000.00
George M. Warr – Councilperson	2,000.00
Frank Mikuletzky – Councilperson	2,000.00
Ashley Darmon – Assistant Treasurer	48,014.00
Brenda Kuhn – Acting Municipal Clerk	33,673.00
Brenda Kuhn – Tax Collector/Water/Sewer	60,341.00
Kathy Guerrero – Deputy Municipal Clerk/Tax Clerk	59,141.00
Kathy Guerrero – Deputy Emergency Mgmt Coordinator	3,000.00
Kathy Guerrero – Recycling Coordinator	3,000.00
Elaine Tollison – Administrative Clerk/Tax Clerk	49,491.00
Elaine Tollison – Planning Board Secretary	2,500.00
Elaine Tollison – Open Space Secretary	1,000.00
Kathleen Flanagan – Chief Financial Officer	36,172.00
Kathleen Flanagan – Payroll Clerk	5,000.00
Bernard Haney – Tax Assessor	17,879.00
Helen-Jean Robinson – Court Administrator	7,717.00
Frank Salzer – Municipal Court Judge	6,445.00
Edward Sulecki – Supt. Water/Sewer	46,193.00
Edward Sulecki – Supt. Public Works	46,193.00
Tara O'Donnell – Construction Code Clerk	16.20/hr
Tara O'Donnell – Zoning Board Secretary	2,000.00
Tara O'Donnell – CRS Coordinator	1,500.00
Jeffrey Washburn – Zoning Officer/Construction	25.00/hr

**BE IT FURTHER RESOLVED**, that said salaries are retroactive to January 1, 2016 unless otherwise noted.

**DATED: JANUARY 13, 2016**  
**MOTION: WELLINGTON**  
**SECOND: SHARPLESS**  
**VOTE: AYES: SHARPLESS, WELLINGTON, REYNOLDS, MIKULETZKY, WARR**  
**NAYS: NONE ABSENT: SPARK ABSTAIN: NONE**

**RESOLUTION 2016-043**

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,  
COUNTY OF OCEAN, STATE OF NEW JERSEY,  
AUTHORIZING THE PERSON-TO-PERSON TRANSFER  
OF LIQUOR LICENSE NUMBER: 1501-33-002-003**

**WHEREAS**, an application has been filed for a Person-to-Person Transfer of Plenary Retail Consumption License Number 1501-33-002-003, heretofore issued to Rick's American Café, Inc. for the premises located at 404 Broadway, Barnegat Light, New Jersey;

**WHEREAS**, 404 Broadway Restaurant Partners, LLC. submitted an application that is complete in all respects, the transfer fees have been paid;

**WHEREAS**, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33;

**WHEREAS**, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business;

NOW, THEREFORE BE IT RESOLVED that the Borough of Barnegat Light Governing Body does hereby approve, effective January 13, 2016, the transfer of the aforesaid Plenary Retail Consumption License to 404 Broadway Restaurant Partners, LLC., and does hereby direct the Acting Municipal Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to 404 Broadway Restaurant Partners, LLC., effective January 13, 2016."

**DATED: JANUARY 13, 2016**  
**MOTION: REYNOLDS**  
**SECOND: WELLINGTON**  
**AYES: SHARPLESS, WELLINGTON, REYNOLDS, MIKULETZKY, WARR**  
**NAYS: NONE ABSENT: SPARK ABSTAIN: NONE**

**RESOLUTION 2016-044**

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AWARDING A CONTRACT FOR THE PURCHASE OF A BACKHOE TO HOFFMAN INTERNATIONAL INC.**

**WHEREAS**, the Borough of Barnegat Light duly advertised for the receipt of bids for the purchase of a backhoe (with trade-in); and

**WHEREAS**, at the time, place and date set for the receipt of bids, formal bids were received by the Borough as follows:

Hoffman International Inc. \$84,187.00

**WHEREAS**, said bids were taken under advisement and have been reviewed by the Borough Engineer and it has been determined that Hoffman International Inc. submitted the lowest responsible bid in accordance with the bid specifications, said bid being in the amount of \$84,187.00 (with trade-in); and

**WHEREAS**, it is the desire of the Mayor and Borough Council of the Borough of Barnegat Light to award a contract for the purchase of a backhoe to Hoffman International Inc., the lowest bidder therefor.

**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 & Borough Council of the Borough of Barnegat Light do hereby award the contract for the purchase of a backhoe to Hoffman International Inc. at the price of \$84,187.00 (with trade-in).

2. That the Mayor and Borough Clerk are hereby authorized to execute an agreement with Hoffman International Inc. for said project, said agreement to be in conformance with bid specifications and bid submitted by Hoffman International Inc.

3. That a certificate of availability of funds executed by the Chief Financial Officer is annexed hereto. The following line item appropriations or ordinances constitute the availability of funds for this contract:

2015 Barnegat Light Backhoe Bond Ordinance

4. That a certified copy of this resolution shall be forwarded to Hoffman International Inc., the Chief Financial Officer and the Borough Engineer.

**DATED: JANUARY 13, 2016**  
**MOTION: SHARPLESS**  
**SECOND: WELLINGTON**  
**VOTE: AYES: SHARPLESS, WELLINTON, REYNOLDS, MIKULETZKY, WARR**  
**NAYS: NONE ABSENT: SPARK ABSTAIN: NONE**

**RESOLUTION 2016-045**

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,  
COUNTY OF OCEAN, STATE OF NEW JERSEY,  
AUTHORIZING THE PAYMENT OF MUNICIPAL BILLS  
IN THE AMOUNT OF \$327,127.86**

**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 \$327,127.86 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: JANUARY 13, 2016**  
**MOTION: WARR**  
**SECOND: WELLINGTON**  
**VOTE: AYES: SHARPLESS, WELLINTON, REYNOLDS, MIKULETZKY, WARR**  
**NAYS: NONE ABSENT: SPARK ABSTAIN: NONE**

**RESOLUTION 16-046**

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,  
COUNTY OF OCEAN, STATE OF NEW JERSEY,  
APPOINTING ACTING ZONING BOARD SECRETARY**

**WHEREAS**, the Borough of Barnegat Light desires to appoint an Acting Zoning Board Secretary for the Borough; and

**WHEREAS**, Frances Elaine Tollison has the necessary qualifications for said position; and

**NOW, THEREFORE, BE IT RESOLVED** by Mayor and Council that Frances Elaine Tollison shall serve as Acting Zoning Board Secretary for the Borough of Barnegat Light for the year 2016.

**BE IT FURTHER RESOLVED THAT** she shall receive \$200 as compensation for serving as Acting Zoning Board Secretary at the January meeting.

**DATED: JANUARY 13, 2016**

**MOTION: MIKULETZKY**

**SECOND: REYNOLDS**

**VOTE: AYES: SHARPLESS, WELLINTON, REYNOLDS, MIKULETZKY, WARR**

**NAYS: NONE ABSENT: SPARK ABSTAIN: NONE**

**ORDINANCES: FIRST READING**

**ORDINANCE 2016-001**

**ORDINANCE OF THE BOROUGH 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)**

The Clerk read Ordinance 2016-001 by number and title. Councilman Sharpless moved to introduce and seconded by Councilwoman Reynolds.

**MOTION: SHARPLESS**

**SECOND: REYNOLDS**

**VOTE: AYES: SHARPLESS, WELLINTON, REYNOLDS, MIKULETZKY, WARR**

**NAYS: NONE ABSENT: SPARK ABSTAIN: NONE**

**THERE BEING NO FURTHER BUSINESS BEFORE THE COUNCIL THE MEETING WAS ADJOURNED.**

**APPROVED: \_\_\_\_\_**  
**KIRK O. LARSON, MAYOR**

**\_\_\_\_\_**  
**BRENDA L. KUHN**  
**ACTING MUNICIPAL CLERK**

