

MAYOR AND COUNCIL MEETING BARNEGAT LIGHT MARCH 11, 2015

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 by posting a copy of the notice of this meeting on the bulletin board in the Borough Hall on January 5, 2015 and by mailing a copy of the notice to the Beach Haven Times and Asbury Park Press, newspapers designated by Mayor and Council on January 5, 2015, to receive such notice, and by filing a copy of the notice with the Borough Clerk on January 5, 2015.

**ROLL CALL: SPARK, SHARPLESS, WELLINGTON, MIKULETZKY, REYNOLDS, WARR
ALSO PRESENT: MAYOR LARSON, GAIL WETMORE, RMC, TERRY F. BRADY, ESQ.,
PAULA BASTIAN**

There is a closed executive session that will take place at this time.
THE MEETING of the Mayor and Council was called to order by Mayor Larson, 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 by transmitting notice of same to the Beach Haven Times and the Atlantic City Press on January 5, 2015 and by posting a copy of the notice of this meeting on the bulletin board in the Borough Hall on January 5, 2015 Said news papers were designated by Mayor and Council on January 5, 2015, to receive such notice, and by filing a copy of the notice with the Borough Clerk on January 5, 2015.

PLEDGE OF ALLEGIANCE

**ROLL CALL: SHARPLESS, WELLINGTON, MIKULETZKY, REYNOLDS, WARR
ALSO PRESENT: MAYOR LARSON, TERRY F. BRADY, GAIL WETMORE, KAT
FLANAGAN AND PAULA BASTIAN**

THE MAYOR asked for a motion to approve the minutes of the January 14, 2015 regular meeting. On a motion by Mikuletzky, seconded by Reynolds the minutes were approved.

MOTION: WELLINGTON

SECOND: REYNOLDS

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

TREASURER'S REPORT: On a motion by Warr, seconded by Reynolds and carried by all the report was approved.

MOTION: WARR

SECOND: REYNOLDS

**AYES: SHARPLESS, MIKULETZKY, WELLINGTON, REYNOLDS, WARR
NAYS: NONE ABSENT: SPARK ABSTAIN: NONE**

BUILDING AND ZONING REPORT:

The Mayor asked for a motion to approve the reports. Reynolds so moved, seconded by Sharpless.

MOTION: REYNOLDS

SECOND: SHARPLESS

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

COMMITTEE REPORTS:

WATER/SEWER: Michael Spark was absent.

PUBLIC SAFETY: Frank Mikuletzky asked to make the Court Report a part of the minutes. We got \$266.00 in. It was a slow month. \$1537.00 total was taken in. Make sure you are keeping your car doors locked. There has been a little bit of activity. It was in High Bar. Report suspicious stuff to the township. You can call the 494-3322 number. If you want to sign up for Nexel you can go on line and check that out.

DOCKS AND HARBORS: Ed Wellington said he did not have much. There are no boats in the water. We have 4 slips available. The guys have been cleaning up the floating docks.

BEACHES AND PARKS: **Dottie Reynolds** said things have been quiet on the beaches. We have been selling beach badges and are \$1093 ahead of last year.

PUBLIC WORKS: **Scott Sharpless** asked that the public works report and the water sewer reports be made a part of the minutes. Mayor asked when the for anything to settle with the freezing and thawing we have been having. It is fixed.

FINANCE: **George Warr** said we are about 1/3 of what we put out in bills. We kept 60% of that money here in Barnegat Light. George asked Kat to comment on the note. 1.03% was the interest rate in 2014 and for 2015 it is .068%. That is in part to Paula. She went out to many banks, other towns. Terry Brady said Paula did an outstanding job. Our debt is getting smaller and smaller every year. It is not worth it for many of the banks to bid on it. Paula received a round of applause.

OPEN PUBLIC SESSION:

On a motion by Warr, seconded by Mikuletzky and carried by all the public session was opened. Tim Brindley said he just got a loan from Bank of America. He got a fake call from the IRS. Frank told him to report it to the Police. He had called Comcast. The IRS does not call they just sent letters. Frank does not talk to solicitation people. John Tennyson wanted to say the Emergency Management Brochure was very good. He said they put it up on their Web Site and thought we should do the same. Connie Higgins had two things to say. Thanks to the guys who worked on the water leak. She also thanked the ambulance squad and they were terrific. Kat said she had one thing to add. Kat explained about the Township Shuttle bus and a question that had been asked regarding the county being involved. The Township did reach out to the County. They did not hear back and it is her understanding that the Township does not want the County or the State involved. They are looking in to getting grants for the bus. They are working on finding another way to fund the bus. It is not up to our Council to make any decisions. The Township is handling the whole thing. Kirk said you do not want to charge money on the bus. Being no further comment, on a motion by Warr, seconded by Wellington and carried by all the public session was closed.

ORDINANCES:

SECOND READING:

ORDINANCE 2015-001

**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 the above by title and number and the Mayor announced it is time to consider same for passage on second reading according to law. Warr moved to open public hearing, seconded by Mikuletzky and carried by all. There were no comments so on a motion by Warr, seconded by Reynolds the public hearing was closed. Warr moved to adopt, seconded by Wellington.

MOTION: WARR

SECOND: WELLINGTON

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

RESOLUTIONS:

RESOLUTION 15-042

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
PROVIDING FOR A TEMPORARY BUDGET FOR
THE BOROUGH OF BARNEGAT LIGHT**

WHEREAS, NJSA 40A:4-19 provides for the making of temporary appropriations for the period January 5, 2015 to the adoption of the 2015 Budget; and

WHEREAS, the Governing Body desires to provide for the orderly method of paying claims during the period prior to the adoption of the 2015 Budget.

NOW, THEREFORE, BE IT RESOLVED that the following appropriations which do not exceed twenty-six and twenty-five hundredths percent (26.25%) of the 2014 appropriations exclusive of Debt Service, Capital Improvement Fund and Public Assistance, are hereby adopted as the 2015 Temporary Budget.

BE IT FURTHER RESOLVED that the following appropriations for interest and debt redemption charges are hereby adopted as the 2015 Temporary Debt Service Budget.

CURRENT FUND:

GENERAL GOVERNMENT:

	<u>Salaries & Wages</u>	<u>Other Expenses</u>
Mayor & Council	\$4,150.00	\$315.00
Municipal Clerk	\$14,450.00	\$6,600.00
Advertising		\$1,000.00
Financial Administration	\$10,500.00	\$1,500.00
Audit Services		\$5,000.00
Tax Collection	\$9,700.00	\$1,500.00
Tax Assessor	\$3,875.00	\$2,175.00
Legal Services		\$4,425.00
Engineering Services and Costs		\$3,500.00
Contribution to Chamber of Commerce		\$25.00
Admin	\$9,200.00	\$675.00

Land Use Administration:

Planning Board	\$800.00	\$800.00
Zoning Board of Adjustment	\$3,000.00	\$650.00

Insurance:

Liability Insurance		\$9,000.00
Workers Compensation		\$11,500.00
Employee Group Insurance		\$36,000.00

Public Safety Functions:

Emergency Management Services	\$800.00	\$750.00
Aid to Volunteer Fire Company		\$10,000.00
Aid to Volunteer Ambulance Company		\$5,000.00
Fire		\$100.00
Municipal Court	\$3,500.00	\$1,000.00
Public Defender		\$300.00
Municipal Prosecutor		\$1,500.00

Public Works Functions:

Streets and Roads	\$25,000.00	\$3,500.00
Garbage and Trash Removal		\$48,500.00
Sanitary Landfill Fees		\$22,000.00
Recycling	\$1,000.00	\$750.00

Public Buildings and Grounds	\$9,100.00	\$8,300.00
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Health and Human Services:

Board of Health		\$650.00
Animal Control		\$2,000.00
Aid to Health Care Facility		\$250.00
Mental Health Program		\$25.00

Park and Recreation Functions:

Contribution to Senior Citizen Center		\$400.00
Parks and Playgrounds	\$7,875.00	\$900.00
Lifeguards	\$10,000.00	\$9,000.00
Beachfront Maintenance	\$20,000.00	\$6,000.00
Public Docks	\$4,200.00	\$2,500.00
Celebration of Public Events		\$2,500.00

Uniform Construction Code:

Construction Code Official	\$3,500.00	\$1,600.00
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Utility Expenses:

Electricity		\$11,000.00
Street Lighting		\$6,500.00
Telephone		\$2,625.00
Natural Gas		\$2,500.00
Gasoline		\$3,000.00

Statutory Expenditures:

Contribution to Social Security		\$13,650.00
Contribution to PERS		\$29,447.50
Unemployment Insurance		\$5,000.00
Defined Contribution Retirement Program		\$150.00

Shared Service Agreements:

Construction Code Services-Other Expenses		\$7,000.00
Police-Other Expenses		\$149,000.00
Board of Health-Other Expenses		\$10,000.00

L.O.S.A.P.

Fire Company		\$6,200.00
Ambulance Company		\$2,000.00

Debt Service

Payment on Bond Anticipation Notes		\$305,710.00
Interest on Bond Anticipation Notes		\$6,005.84

Totals	\$140,650.00	\$771,978.34
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Current Fund Operating Appropriations Grand Total		<u>\$912,628.34</u>
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DEDICATED WATER & SEWER UTILITY

Salaries & Wages

Other Expenses

<u>Operating:</u>	\$102,715.00	\$172,410.00
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Statutory Expenditures:

Contribution to Social Security	\$9,000.00
Contribution to PERS	\$29,447.50
Unemployment Insurance	\$600.00

Debt Service:

Payment on Bond Anticipation Notes	\$75,575.00
Interest on Bond Anticipation Notes	\$6,320.76

Totals	<u>\$102,715.00</u>	<u>\$293,353.26</u>
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Water/Sewer Operating Appropriations Grand Total	<u><u>\$396,068.26</u></u>
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DATED: FEBRUARY 11, 2015

MOTION: WARR

SECOND: SHARPLESS

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

RESOLUTION 15-043

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE PAYMENT OF MUNICIPAL BILLS
IN THE AMOUNT OF \$482,291.80**

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 \$482,291.80 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: FEBRUARY 11, 2015

MOTION: WELLINGTON

SECOND: WARR

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

RESOLUTION 15-044

**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 2015**

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 \$6000.00 FOR major project request West 17th Street end at Bayview Avenue for a total sum not to exceed \$11,500.00. 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, 2015 to December 31, 2015.
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: FEBRUARY 11, 2015

MOTION: REYNOLDS

SECOND: MIKULETZKY

VOTE: AYES: SHARPLESS, WELLINGTON, REYNOLDS, MIKULETZKY, WARR

NAYS: NONE

ABSENT: SPARK

ABSTAIN: NONE

RESOLUTION 2015-045

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE ISSUANCE AND EXECUTION OF ONE CONSOLIDATED GENERAL/UTILITY CAPITAL IMPROVEMENT BOND ANTICIPATION NOTE IN THE AMOUNT OF \$1,198,805..00.

WHEREAS, the Mayor and Borough Council of the Borough of Barnegat Light adopted several general capital improvement bond ordinances as follows:

General Capital Improvement
Bond Ordinance No. 2014-05
Adopted September 10, 2014
Reconstruction of 11th Street

General Capital Improvement
Bond Ordinance No. 2014-04
Adopted July 9, 2014
Reconstruction of 8th Street

General Capital Improvement
Bond Ordinance No. 2013-09
Adopted August 14, 2013
Improvement of Public Works Roof

General Capital Improvement
Bond Ordinance No. 2012-21
Adopted December 19, 2012
Reconstruction of 5th Street

General Capital Improvement
Bond Ordinance No. 2012-06
Adopted February 15, 2012
Reconstruction of East 14th Street

General Capital Improvement

Bond Ordinance No. 2010-07
Adopted June 16, 2010
Reconstruction of West 14th Street

General Capital Improvement
Bond Ordinance No. 2008-04
Adopted April 16, 2008
Purchase Public Works Fuel Tank

General Capital Improvement
Bond Ordinance No. 2006-03
Adopted April 19, 2006
Renovation of Coast Guard Bldg Phase III

General Capital Improvement
Bond Ordinance No. 2003-09
Adopted August 20, 2003
Bulkhead reconstruction

WHEREAS, the Mayor and Borough Council of the Borough of Barnegat Light adopted several utility improvement bond ordinances as follows:

Utility Bond Ordinance No. 2012-07
Adopted February 15, 2012
Water Tank Rehabilitation

Utility Bond Ordinance No. 2008-17
Adopted December 17, 2008
Capital Improvement to Borough Well #4

Utility Bond Ordinance No. 2008-08
Adopted March 19, 2008
Repairs to roof, deck & siding of Well #4

Utility Bond Ordinance No. 2008-07
Adopted April 16, 2008
Fuel Tank for Well #4

WHEREAS, said bond ordinances authorized the issuance of Bonds to finance a portion of said projects; and

WHEREAS, in anticipation of the issuance of said bonds, the Borough of Barnegat Light desires to borrow the sum of \$1,198,805.00, issuing a one (1) year Bond Anticipation Note for the same, said amount not exceeding the aggregate amount of the permanent bonds so authorized as follows:

General Bond Ordinance No. 2014-05	\$ 237,500.00 authorized
General Bond Ordinance No. 2014-04	\$ 142,500.00 authorized
General Bond Ordinance No. 2013-09	\$ 14,250.00 authorized
General Bond Ordinance No. 2012-21	\$ 156,750.00 authorized
General Bond Ordinance No. 2012-06	\$ 133,000.00 authorized
General Bond Ordinance No. 2010-07	\$ 71,250.00 authorized
General Bond Ordinance No. 2008-04	\$ 25,270.00 authorized
General Bond Ordinance No. 2006-03	\$ 408,285.00 authorized
General Bond Ordinance No. 2003-09	\$ 122,900.00 authorized
Utility Bond Ordinance No. 2012-07	\$593,750.00 authorized
Utility Bond Ordinance No. 2008-17	\$ 87,500.00 authorized

Utility Bond Ordinance No. 2008-08	\$ 17,500.00	authorized
Utility Bond Ordinance No. 2008-07	\$ 8,400.00	authorized

WHEREAS, said Bond Anticipation Note will be authorized to become due and payable on February 26, 2016; and

WHEREAS, the Borough Chief Financial Officer has reported to the Borough Council the solicitation for interest rate price quotes from qualified banking institutions, said banks and net price quotes being as follows:

Oppenheimer & Co	1.375%
Fulton Bank	No bid
Provident Bank	No bid
TD Bank	No bid
Valley National Bank	No bid
Beneficial Bank	No bid
Bank of America	No bid
PNC Bank	0.68 %
Wells Fargo	No bid
NVE Bank	No bid
1 st Constitution Bank	No bid
NW Financial	No bid
Jefferies Group	No bid
Roosevelt & Cross, Inc.	No bid
Sun National Bank	No bid
Bank of NJ/Bancorp of NJ Inc	No bid
Peapack-Gladstone Bank	No bid
Amboy Bank	No bid
Manasquan Savings Bank	0.70 %
Columbia Bank	No bid
Crest Savings Bank	No bid
Janney Montgomery Scott LLC	No bid
Yes Bank	No bid
Passaic Valley Water Commission	No bid
South Brunswick Twp.	No bid
East Brunswick Twp.	1.149%

WHEREAS, it is the desire of the Mayor and Borough Council of the Borough of Barnegat Light to issue said Note for a term of one (1) year to the lowest responsible 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 and Borough Council of the Borough of Barnegat Light hereby authorize the issuance and execution of a Bond Anticipation Note in the amount of \$1,198,805.00 in accordance with the requirements of the State Statutes.

2. That the appropriate officials of the Borough of Barnegat Light are hereby authorized to execute such Note and deliver the same to PNC Bank, NA. Said Note shall provide for an interest rate not to exceed 0.68% and shall bear the date of February 27, 2015, with a maturity date of February 26, 2015.

MOTION TO ADOPT BY WARR SECONDED BY WELLINGTON
VOTE:

Spark absent Sharpless aye Wellington aye Reynolds aye Mikuletzky aye Warr aye

RESOLUTION 2015-46

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, DESIGNATING AN ISSUE OF

GENERAL/UTILITY IMPROVEMENT BONDS OR NOTES IN THE AMOUNT OF \$1,198,805.00, DATED FEBRUARY 27, 2015, AS "QUALIFIED TAX EXEMPT OBLIGATIONS" PURSUANT TO SECTION 902 OF THE TAX REFORM ACT OF 1986.

WHEREAS, the Borough of Barnegat Light desires to designate an issue of general/utility improvement bonds or notes in the amount of \$1,198,805.00, dated February 27, 2015, as "qualified tax exempt obligations" pursuant to Section 902 of the Tax Reform Act of 1986; and

WHEREAS, said issue of bonds or notes mature on February 26, 2016.

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 above-referenced issue of general improvement bonds or notes of the Borough of Barnegat Light shall be designated as "qualified tax exempt obligations" for the purposes of Section 902 of the Tax Reform Act of 1986.

2. That it is determined that said bonds or notes are not "private activity bonds" as defined in Section 141 of the Tax Reform Act of 1986.

3. That the Borough of Barnegat Light, together with any subordinate entities, reasonably expects that it will not issue more than \$10,000,000.00 of "qualified tax exempt obligations" (other than private activity bonds) during the calendar year 2015.

4. That it is further determined and stated that the Borough of Barnegat Light has, as of the date hereof, issued the following obligations during the calendar year 2015, including the obligations referred to herein:

General/Utility Improvement Bond Anticipation Note
Series 2015, Number 1
Amount: \$1,198,805.00
Maturity Date: February 26, 2016

5. That certified copies of this resolution and all other bond or note resolutions issued during the calendar year 2015 to date shall be forwarded to the purchaser of the aforementioned bonds or notes.

MOTION TO ADOPT BY WARR SECONDED BY WELLINGTON

VOTE:

Spark absent Sharpless aye Wellington aye Reynolds aye Mikuletzky aye Warr aye

RESOLUTION 15-047

**RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AWARDING CONTRACT FOR COPY MACHINE
UNDER STATE CONTRACT A-53090**

WHEREAS, the Borough of Barnegat Light is in need of a copy machine to lease; and

WHEREAS, **Kyocera Document Solutions** has the desired equipment, a Kyocera TASKalfa 4501i and is under State Contract NO. A-53090 and can be leased for 5 years or 60 months

NOW, THEREFORE BE IT RESOLVED that a contract be awarded to Connected Business Solutions, Inc., for said equipment for the following price:

\$306.12 /MONTH

One time documentation fee - \$75.00

BE IT FURTHER RESOLVED that a certificate of availability of funds, executed by the Chief Financial Officer is annexed hereto. The following line item appropriations or ordinances which constitute the availability of funds for this contract:

5-09-55-502-243	Water-Miscellaneous
5-09-55-502-443	Sewer Miscellaneous
5-01-20-100-243	Administrator - Miscellaneous
5-01-20-120-209	Mun Clerk Office Equipment
5-01-20-130-209	Fin Admin-Office Equipment
5-01-20-145-209	Tax Collector Office Equipment
5-01-20-150-209	Tax Assessor-Office Equipment
5-01-22-252-209	Const Code Off-Office Supplies
5-01-25-252-209	EM-Office Equipment
5-01-26-290-209	Sts & Rds-Office Equipment
5-01-28-380-219	Lifeguards-Contractual
5-01-28-380-419	Beach Maint-Contractual
5-01-28-385-209	Pub Docks-Office Equipment

DATED: FEBRUARY 11, 2015

MOTION: REYNOLDS

SECOND: WELLINGTON

VOTE: AYES: SHARPLESS, WELLINGTON, REYNOLDS, MIKULETZKY, WARR

NAYS: NONE ABSENT: SPARK ABSTAIN: NONE

The Mayor said he wanted to say just one more thing - Terry Brady has been our attorney for 20 years and that doesn't happen very often. Applause!!!

CORRESPONDENCE: NONE

THERE BEING NO FURTHER BUSINESS BEFORE THE COUNCIL, ON A MOTION BY MR. WARR THE MEETING WAS ADJOURNED.

APPROVED: _____

**GAIL J. WETMORE
MUNICIPAL CLERK**