

## REGULAR MEETING OF MAYOR AND COUNCIL February 13, 2018

**THE CAUCUS MEETING** of the Mayor and Council was called to order by Mayor Larson 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 NJ Open Public Meetings Act. Notice of this meeting was posted on the bulletin board in Borough Hall on January 3, 2018 and was published in the Asbury Park Press on January 8, 2018 and in the Beach Haven Times, both newspapers are designated by Mayor and Council to receive such notice.

**ROLL CALL:** Spark, Sharpless, Wellington, Reynolds, Mikuletzky and Foley

**Also present:** Mayor Larson, Terry Brady, Borough Attorney, Kathleen Flanagan, CFO and Brenda Kuhn, Municipal Clerk

**Discussion:** Mayor Larson asked Councilwoman Reynolds to start the discussion. She talked about the Beaches and Parks meeting that was held on January 30, 2018. She started with the lifeguard salaries. She said that there would be a \$10.00 increase for each step, EMT's & LIT instructors would be increased by an additional \$15.00 and the head EMT and head LIT instructor would be increased by an additional \$20.00. The Councilwoman said that using the councilroom of old borough hall was working out very well for the guards. She said that the emergency button should be removed and that she wants the former offices of Mayor and Clerk to be utilized by the guards to store equipment. She said that Scott would talk to Jim Lynch about the beach lender truck.

The Councilwoman said that the ceiling in the main room of the Guard house needed to be replaced and two ceiling lights should be added. Councilman Sharpless said he talked to DPW about this. She said that the guard house would accept furnishings and appliances that were in good shape if needed. She said that donations of paper products, supplies and bagels or donuts for the morning meetings would be accepted. She said the bay beach must be guarded at all times.

Councilwoman Reynolds said that one EMT responder would be designated each day and should only respond if no one else on the squad was available.

She stated that cell phone use while on the stands would not be tolerated and the guards will be fired immediately.

There was a discussion regarding beach badges for seniors, veterans and active military.

Councilwoman Foley said that she will have a meeting regarding water meters with the CFO and Marcel tomorrow. Mayor Larson asked what we would do with the deduct meters. He suggested using spigot count for sewer. The clerk said that the ones that don't go into the sewer would have their own because it would be cleaner.

Councilwoman Reynolds asked if everyone brought their suggestion for the pavilion park name. Mayor Larson said he likes Fisherman's Park. Dottie said she liked Lighthouse Park or Bayview. Someone suggested Bay Breeze Park.

The golf course is moving along but there was some drainage issues that are being addressed.

The Borough Attorney, Terry Brady read the statute regarding beach badges regarding seniors, disabled, active military service and families, National Guard and veterans that have been honorably discharged.

**Mayor Larson** asked for a motion to close the Caucus. On a motion by Reynolds, seconded by Foley and carried by all the Caucus Meeting was closed.

**THE MEETING** of the Mayor and Council was called to order by Mayor Larson at 5:00pm at 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 NJ Open Public Meetings Act. Notice of this meeting was posted on the bulletin board in Borough Hall on January 3, 2018 and was published in the Asbury Park Press on January 8, 2018 and in the Beach Haven Times, both newspapers are 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, Sharpless, Wellington, Reynolds, Mikuletzky and Foley

**Also present:** Mayor Larson, Terry Brady, Borough Attorney, and Brenda Kuhn, Municipal Clerk

**APPROVE MINUTES:** Mayor Larson asked for a motion to approve the minutes of January 10, 2018 regular meeting.

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

**APPROVE MINUTES:** Mayor Larson asked for a motion to approve the minutes of February 2, 2018, 2018 regular meeting.

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

**COMMITTEE REPORTS:**

**PUBLIC SAFETY:** Councilman Mikuletzky said he would like to make the court report a part of the meeting minutes. He said that the Chief suggested if residents go away that they can register with the police dept. monitor their home.

**DOCKS AND HARBORS:** Councilman Wellington said that the new boat slips should be delivered by the end of February or beginning of March. He said that the progress on the Pavilion has been slowed by the weather. Councilman Wellington said that the electrical materials contract was going to be awarded later in the meeting. He said that the restroom at the docks has been reshingled and it would be painted to match the other municipal buildings.

**BEACHES AND PARKS:** Councilwoman Reynolds said that beach badge sales were ahead of last year. She said that anyone with a season beach badge is eligible to use tennis and pickleball courts all summer. She said that improvements in the sand and the entrance gate would be made at the bay beach. She talked about dog licenses and the increase for weekly for the dog park passes and also for replacement cards.

**WATER/SEWER:** Councilwoman Foley reported that the total water usage was 8.6 million gallons of water was used for the month. She said that the letter regarding the water meters has generated a fair amount of interest.

**PUBLIC WORKS:** Councilman Sharpless said that Public Works had 78 hours of overtime in the month of January.

**FINANCE:** Councilman Spark said the boat slip revenue was \$21,000 which is up from \$14,700 last year. He said the town was booming because construction code fees were \$5200 last year at this time and \$15,000 to date this year. Councilman Spark said that the Auditor was busy preparing the end of year statement and then we will work on the 2018 Budget.

**OPEN PUBLIC SESSION:** Mayor Larson asked for a motion to open the open public session. On a motion by Spark, seconded by Sharpless and carried by all the meeting was open to the public.

Beth Mears Scolfield, Lighthouse Marina wanted to know where parking would be available and how it would be enforced on concert nights. Mayor Larson said that we have plenty of parking. He said that there were 21 spots across from the Coast Guard, 13-26 spots where the old basketball courts were and there were another 50-60 spots down to Van’s. Peggy said that people think the Marina is public parking. The mayor suggested putting up barrels with ropes or signs. The Mayor said let’s see how it goes and we will address it. He said a lot of people ride bikes to the concerts.

Nick, the manager from Kubel’s was also concerned about parking on concert nights. He said people try tailgating in their parking lot and they chase them. He said that their sales go down on concert nights by 10% which is significant because of the short season. The Mayor said that we could do an announcement at the concerts that any cars parked at Kubel’s would be towed. Nick said that it is a bigger facility and has the potential to draw more people and didn’t want to wait to see how it goes because the season is short. Councilman Sharpless suggested putting up signs on 6 & 7 Streets, Pavilion property, directing the people to park at the dock. He also suggested putting up Kubel’s parking only signs. Nick said that the owner was putting up cameras. There was also a discussion regarding drinking at the concerts. He said according to ABC rules & regulations that if someone was drinking at the concert and walked onto the Kubel’s property, Kubel’s would be responsible. Terry Brady disagreed.

John Tennyson, on behalf of the Barnegat Light Taxpayers Association, thanked the Mayor and each Councilperson for submission to their winter newsletter. He said that it was very well done and extremely

well received.

Bike racks for the pavilion property were discussed. Councilman Wellington said we could purchase them through Buildings and Grounds.

**CLOSE PUBLIC SESSION:** Mayor Larson asked for a motion to close the open public session. On a motion by Spark, seconded by Wellington and carried by all the meeting was closed to the public.

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

**At 5:31pm the Mayor stated we were going to have a hearing regarding the CDBG.**

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

Mayor Larson said that he were going to talk about submitting an application to the Ocean County Community Block Grant. He said that the projects that we have submitted in the past have taken care of most of the needs for handicap access. He said that we were thinking about submitting the application to purchase Beach Wheels and Mobi Mats and asking for \$40,000. He said that some of our beach wheels are in disrepair and in the height of the season we don't have enough to go around. He asked the public if they had any better ideas and there were none.

Mayor Larson announced that there was going to be a 2<sup>nd</sup> Hearing on this matter on Thursday, February 15, 2018 at 10:00am

On a motion by Councilman Reynolds to close, seconded by Councilman Spark and carried by all, the CDBG Hearing was over.

**RESOLUTIONS:**

The clerk said that the resolution would be done by consent agenda. She read each resolution by title and then recorded the votes as follows:

**DATED: February 13, 2018**

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

**RESOLUTION 2018-048**

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE OCEAN COUNTY BOARD OF HEALTH FOR ANIMAL FACILITY SERVICES

WHEREAS, the Interlocal Services Act, N.J.S.A. 40:8A-1 et seq. authorizes 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. 40:8A-4 requires such a contract to be authorized by resolution; and

WHEREAS, it is the desire of the Mayor and Council of the Borough of Barnegat Light to authorize the execution of a contract with the Ocean County Board of Health for Animal Facility Services for 2018.

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 entitled "CONTRACT FOR ANIMAL FACILITY SERVICES", be executed by the Mayor and Borough Clerk in accordance with the provisions of law.

**RESOLUTION 2018-049**

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, EMPLOYING PART-TIME GENERAL CLERK

WHEREAS, the Borough of Barnegat Light is in need of part-time General Clerk for 2018; and

WHEREAS, the following person is employed on an "as needed basis" listed below:

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Barnegat Light, County of Ocean, State of New Jersey as follows:

1. That Nancy Ben is hereby employed on an "as needed basis" for the year 2018.
2. That Nancy Ben shall be compensated \$15.00 per hour.

**RESOLUTION 2018-050**

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AWARING A CONTRACT FOR THE PURCHASE OF ELECTRICAL MATERIALS FOR THE PAVILION PROJECT.

WHEREAS, the Borough of Barnegat Light duly advertised for the receipt of bids for the purchase of electrical materials for the Pavilion Construction Project; and

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

Alpine East Electric LLC           \$31,397.00

Construct Connect no bid  
 Glander Electric no bid  
 E-lectric Corp no bid  
 Quality Electrical no bid

**WHEREAS**, said bids were taken under advisement and have been reviewed by the Borough Engineer and it has been determined that Alpine East Electric LLC submitted the lowest responsible bid in accordance with the bid specifications, said bid being in the amount of \$31,397.00; 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 electrical materials to Alpine East Electric LLC, the lowest bidder.

**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 electrical materials for the Pavilion Construction Project to Alpine East Electric LLC at the price of \$31,397.00.

2. That the Mayor and Borough Clerk are hereby authorized to execute an agreement with Alpine East Electric, LLC for said project, said agreement to be in conformance with bid specifications and bid submitted by Alpine East Electric LLC.

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:

Barnegat Light Capital Ordinance 2017-007

3. That a certified copy of this resolution shall be forwarded to Alpine East Electric LLC, the Chief Financial Officer and the Borough Engineer.

**RESOLUTION 2018-051**

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 2017 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:

Beachfront Maintenance	OE	7-01-28-380-400	\$ 12,000.00
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TO:

Interlocal Agreement - Construction		7-01-42-195-243	\$ 12,000.00
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**RESOLUTION 2018-052**

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 February 13, 2018 to the adoption of the 2018 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 2018 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 2018 appropriations exclusive of Debt Service, Capital Improvement Fund and Public Assistance, are hereby adopted as the 2018 Temporary Budget.

BE IT FURTHER RESOLVED that the following appropriations for interest and debt redemption charges are hereby adopted as the 2018 Temporary Debt Service Budget.

CURRENT FUND:	Salaries & Wages	Other Expenses
<b>GENERAL GOVERNMENT:</b>		
Mayor & Council	\$4,150.00	\$315.00
Municipal Clerk	\$33,750.00	\$3,600.00
Advertising		\$400.00
Financial Administration	\$13,125.00	\$1,500.00
Audit Services		\$5,000.00
Tax Collection	\$12,000.00	\$1,500.00
Tax Assessor	\$3,875.00	\$2,175.00
Legal Services		\$11,000.00
Engineering Services and Costs		\$4,750.00
Contribution to Chamber of Commerce		\$25.00
<b>Land Use Administration:</b>		
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		\$1,000.00
Aid to Volunteer Ambulance Company		\$1,000.00
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	\$250.00
Public Buildings and Grounds	\$9,100.00	\$8,300.00
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	\$3,000.00	\$6,000.00
Beachfront Maintenance	\$20,000.00	\$6,000.00
Public Docks	\$1,000.00	\$2,500.00
Celebration of Public Events		\$2,500.00
Uniform Construction Code:		
Construction Code Official	\$3,500.00	\$1,600.00
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		\$34,943.00
Unemployment Insurance		\$5,000.00
Defined Contribution Retirement Program		\$200.00
Shared Service Agreements:		
Construction Code Services-Other Expenses		\$7,000.00
Police-Other Expenses		\$160,000.00
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		\$276,335.00
Interest on Bond Anticipation Notes		\$14,305.00

Totals		\$145,475.00	\$754,398.00
Current Fund Operating Appropriations Grand Total			\$899,873.00
DEDICATED WATER & SEWER UTILITY	Salaries & Wages		Other Expenses
Operating:	\$102,715.00		\$209,910.00
Statutory Expenditures:			
Contribution to Social Security			\$9,000.00
Contribution to PERS			\$34,943.00
Unemployment Insurance			\$600.00
Debt Service:			
Payment on Bond Anticipation Notes			\$75,575.00
Interest on Bond Anticipation Notes			\$9,285.00
Totals	\$102,715.00		\$339,313.00
Water/Sewer Operating Appropriations Grand Total			\$442,028.00

**RESOLUTION 2018-053**

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE PAYMENT OF MUNICIPAL BILLS IN THE AMOUNT OF \$1,602,371.31

WHEREAS, the Finance Committee of the Borough of Barnegat Light has examined the vouchers presented for payment,

NOW, THEREFORE, BE IT RESOLVED, that the approved vouchers amounting to \$1,602,371.31 be authorized to be paid upon verification of the Treasurer that there is sufficient money in the appropriated accounts, subject to adequate signatures and funding.

**RESOLUTION 2018-054**

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE BOROUGH TO JOIN CENTRAL JERSEY HEALTH INSURANCE FUND FOR DENTAL INSURANCE

WHEREAS, a number of public entities in the State of New Jersey have joined together to form the Central Jersey Health Insurance Fund, hereafter referred to as "FUND", as permitted by N.J.S.A. 11:15-3, 17:1-8.1, and 40A:10-36 et seq., and;

WHEREAS, the FUND was approved to become operational by the Departments of Insurance and Community Affairs and has been operational since that date, and;

WHEREAS, the statutes and regulations governing the creation and operation of a joint insurance fund, contain certain elaborate restrictions and safeguards concerning the safe and efficient administration of the public interest entrusted to such a FUND;

WHEREAS, the governing body of the Borough of Barnegat Light has determined that membership in the FUND is in their best interest.

NOW, THEREFORE, BE IT RESOLVED that the governing body of the the Borough of Barnegat Light hereby agrees as follows:

1. Become a member of the FUND for the period outlined in the Borough's Indemnity and Trust Agreements.
2. Will participate for Dental Coverage as defined pursuant to N.J.S.A. 17B:17-4, the FUND's Bylaws, and Plan of Risk Management.
3. Adopts and approves the FUND's Bylaws.
4. Execute an application for membership and any accompanying certifications

BE IT FURTHER RESOLVED that the governing body of the Borough of Barnegat Light is authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying membership in the FUND as required by the FUND's Bylaws, and to deliver these documents to the FUND's Executive Director with the express reservation that these documents shall become effective only upon:

1. Approval of the LOCAL UNIT by the FUND.
2. Receipt from the LOCAL UNIT of a Resolution accepting assessment.
3. Approval by the New Jersey Department of Insurance and Department of Community Affairs.

**ORDINANCE 2018-01**

ORDINANCE OF THE BOUROUGH 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)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriations and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Barnegat Light in the County of Ocean finds it advisable and necessary to increase its CY 2018 budget by up to 3.5% over the previous year’s final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that a 1.0 % increase in the budget for said year, amounting to \$ 19,639.37 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriations in either of the next two succeeding years

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Barnegat Light, in the County of Ocean, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2018 budget year, the final appropriations of the Borough of Barnegat Light shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$ 68,737.80, and that the CY 2018 municipal budget for the Borough of Barnegat Light be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

**ORDINANCES: SECOND READING**

The Municipal Clerk read Ordinance 2018-01 by title. Mayor Larson asked for a motion to open the Public Hearing. On a motion by Sharpless, seconded by Foley and carried by all the Public Hearing was open.

**OPEN PUBLIC HEARING:**

John Tennyson, 22<sup>nd</sup> Street, asked what the dollar amount was for the bank cap. The reply was \$19,639.37.

Being no further comment, Mayor Larson asked for a motion to close the Public Hearing. On a motion by Reynolds, seconded by Foley and carried by all, the public hearing was closed.

Mayor Larson asked for a motion to adopt.

**Final Passage: Date:** February 13, 2018

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

**ORDINANCE 2018-02**

**AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, INCREASING THE FEES FOR THE BOROUGH DOG PARK.**

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

**SECTION 1.** Section 57-18.1 of the Borough Code of the Borough of Barnegat Light, entitled “Municipal Dog Park,” is hereby amended and supplemented to provide revised subsection D to read as follows:

**§ 57-18.1. Municipal Dog Park.**

Proof of licensing and registration with the Borough shall be required annually. There shall be no fee for residents and homeowners, and there shall be a fee for nonresidents of \$30 annual fee or a weekly fee of \$15 payable to the Borough of Barnegat Light. Passes are not transferrable between owners. The annual keycards will expire on January 31<sup>st</sup> after the date of issue. Applications and passes may be obtained from the Barnegat Light Borough Hall offices weekdays from 8:00am to 3:00pm or the Beach Badge Booth when in operation. Lost or replacement keycard passes may be issued upon payment of a \$15 fee for the same.

All other subsections, paragraphs and provisions of Borough Code § 57-18.1 shall remain in full force and effect.

**SECTION 2.** All ordinances of parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 3.** This ordinance shall take effect immediately upon its enactment after second reading and

publication as required by law.

The Municipal Clerk read Ordinance 2018-02 by title. Mayor Larson asked for a motion to open the Public Hearing. On a motion by Sharpless, seconded by Foley and carried by all the Public Hearing was open.

**OPEN PUBLIC HEARING:**

Being no public comment, Mayor Larson asked for a motion to close the Public Hearing. On a motion by Reynolds, seconded by Foley and carried by all, the public hearing was closed.

Mayor Larson asked for a motion to adopt.

**Final Passage: Date:** February 13, 2018

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

**ORDINANCE 2018-03**

**AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING SECTION 168-23 OF THE BOROUGH CODE, ENTITLED “PERMIT REQUIRED FOR TEMPORARY USE OF PUBLIC RIGHT-OF-WAY,” TO ADD WEST 4<sup>TH</sup> & WEST 7<sup>TH</sup> STREETS.**

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

**SECTION 1.** Section 168-23 of Article V of Chapter 168 of the Borough Code of the Borough of Barnegat Light, entitled “Permit required for temporary use of public right-of-way,” is hereby amended and supplemented to provide as follows:

**CHAPTER 168.**

**STREETS AND SIDEWALKS**

**ARTICLE V**

**Temporary Use of Public Right of Way**

**§ 168-23. Permit required for temporary use of public right-of-way.**

No person or entity shall use or occupy the street end of West 4<sup>th</sup> Street, West 7<sup>th</sup> Street or West 16<sup>th</sup> Street without first obtaining a permit from the Borough of Barnegat Light in accordance with this Article.

**SECTION 2.** All ordinances of parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 3.** This ordinance shall take effect immediately upon its enactment after second reading and publication as required by law.

The Municipal Clerk read Ordinance 2018-03 by title. Mayor Larson asked for a motion to open the Public Hearing. On a motion by Reynolds, seconded by Foley and carried by all the Public Hearing was open.

John Alchus asked what this was about. Mayor Larson said that currently in our code book we can charge for use of bulkhead on 16<sup>th</sup> Street for loading or unloading of barges, etc. He said that we are adding 4<sup>th</sup> and 7<sup>th</sup> Streets to the code to allow us to charge a fee for the same purposes.

Being no further public comment, Mayor Larson asked for a motion to close the Public Hearing. On a motion by Wellington, seconded by Reynolds and carried by all, the public hearing was closed.

Mayor Larson asked for a motion to adopt.

**Final Passage: Date:** February 13, 2018

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

**MOTION TO ADJOURN:**

Mayor Larson asked for a motion to adjourn. On a motion by Sharpless, seconded by Foley and carried by all, the Meeting of the Borough Council was closed.

**APPROVED:**

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**KIRK O. LARSON, MAYOR**

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