

REGULAR MEETING OF MAYOR AND COUNCIL

August 12, 2020

THE CAUCUS MEETING of the Mayor and Council was called to order by Mayor Larson at 4:30pm at the Barnegat Light Fire Hall, on West 10th 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 and was published in the Asbury Park Press and the Beach Haven Times, both newspapers are designated by Mayor and Council to receive such notice.

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

Also present: Mayor Larson, Terry Brady, Michele Inman, Sponge Washburn and Brenda Kuhn

Discussion: Mayor Larson talked about the water meter project. He said that about 200 meters have been picked up and over 50 have been activated.

Then the Mayor said that he had been talking to Sponge about the businesses that have been popping up in town and then talked about the possibility of requiring a mercantile license. Sponge was going to look into it.

Councilman Alloway said there was a situation at the ramp. He explained that at the area where boats tie-up is dangerous because a couple of the pilings are broken which causes the dock to go down on the west side. He said that the money was appropriated a few years ago, the plan was ready and no one would give a quote. The money went back into reserve. He wanted to know if there was money in the budget to fix this dangerous problem.

Councilman Wellington said that he would like to use the money that was leftover from another project to resurface the cracked tennis court surface. He said that there was an opening the in the first two weeks in September and asked if anyone had any objection.

Mayor Larson talked about a request from a homeowner to extend the “no dogs on the beach” and to extend the season until the end of September. The council talked about if beach badges would be required and if the tram would still be running for the people at the north end. After reviewing the Borough Code, the Borough Attorney said that it could be extended by resolution.

Mayor Larson said there was a request from Judie Putt to have a free Zumba class at the pavilion, one day a week through October. The Mayor and Council discussed this and the only concern was about the possibility of loud music bothering the neighbors.

Mayor Larson asked for a motion to close the Caucus. On a motion by Reynolds, seconded by Wellington 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 Barnegat Light Fire Hall, on West 10th 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 and was published in the Asbury Park Press and 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, Wellington, Alloway, Reynolds, Foley was absent, and Mikuletzky

Also present: Mayor Larson, Terry Brady, Michele Inman, Sponge Washburn and Brenda Kuhn

APPROVE MINUTES: Mayor Larson asked for a motion to approve the minutes of July 8, 2020 regular meeting.

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

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

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

COMMITTEE REPORTS:

FINANCE: Councilman Spark talked about George Warr who recently passed away. He said that the big item on the bill list was the County tax. He also complimented the new Assistant Treasurer, Michele Inman, for the job that she was doing.

PUBLIC WORKS: Councilman Wellington said that we all loved George Warr. He said that DPW installed street signs on the beach side and that the restroom at the pavilion is now completed and was open last Monday for the concert. He said that DPW cleaned and trimmed at the beach ramps. He added that they do this one time every two weeks. He said that a new stone driveway was installed at the park and flowerbeds were put in. He stated that the flowers would come later. Councilman Wellington said that a new tennis wall had been built and it was currently being painted. The wall would be installed later this week. He said that the tennis courts would be resurfaced in September. Mayor Larson said that people are really enjoying the pickleball courts.

DOCKS AND HARBORS: Councilman Alloway talked about the repairs that had to be made at the docks. He wanted to find out if the money that had been previously appropriated for the repairs was still available. He was advised to talk to the CFO about the money.

BEACHES AND PARKS: Councilwoman Reynolds said that the beach badge revenue was up slightly from last year and the dog park revenue was down. She said that the bay beach was being used a lot and the water quality there was much improved because of the work that was done by the DPW. She said that lifeguards would be on the beach through September. She said that there were Mutt mitts around town and people were using them. She reported on the rescues on the beach. She also mentioned the Piping Plovers, Oystercatchers and Osprey. The Councilwoman said that there would be a dog show at the pavilion tomorrow at 4pm.

WATER/SEWER: No report, Councilwoman Foley was absent and no report was given.

PUBLIC SAFETY: Councilman Mikuletzky said that he would like to make the court report a part of the minutes. He reported that the court brought in \$1151.53 and Barnegat Light kept \$708.50. He added that nothing went to fish and game. Councilman Mikuletzky said that the bike signs were on order and he urged everyone to be careful making right turns. Mayor Larson said that plans were being made to bring back the court to Barnegat Light. He said that it wouldn't cost a lot to make the changes that would be required.

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

Rich Broadman applauded the comments that were made regarding the polluted beaches articles.

Nancy Manookian was concerned about all the dead pine trees in town.

Barry Mescolotto asked about the beach mats. The Clerk said that we were waiting to hear from the county about the Community Development Block Grant that we applied for. She said that we usually receive a letter from the county in late August.

Judie Putt, was at the meeting to ask about having a free Zumba class at the pavilion.

John Alchus asked about business zoning. Sponge gave a short explanation about this. He asked who was responsible for the walkway down by the condos. The Mayor said that they condos are responsible.

Brian Grimmatt, 14 East 22 Street, asked who was responsible for the bulkhead. The Mayor said that they were required to put it in as part of their CAFRA permit.

CLOSE PUBLIC SESSION: Mayor Larson asked for a motion to close the open public session. There was a motion by Spark, seconded by Alloway and carried by all.

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:

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

RESOLUTION 2020-107

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, RENEWING LIQUOR LICENSE FOR KUBEL'S FOR THE YEAR 2020-2021

WHEREAS, Barlight Corp has applied to the Alcoholic Beverage Control Commission for renewal of the Plenary Retail Consumption License #1501-33-003-007 for the year 2020-2021, for the establishment known as Kubel's at 706 Bayview Avenue; and

WHEREAS, the State of New Jersey, Department of the Treasury, Division of Taxation has issued the Alcoholic Beverage Retail Licensee Clearance Certificate; and

WHEREAS, the municipal license renewal fee of \$2,000.00 has been paid to the Borough of Barnegat Light.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Barnegat Light, County of Ocean that a Retail Plenary Consumption License shall be issued to Barlight Corp, Kubel's for the premises mentioned above and may operate in accordance with ordinances adopted by the Borough.

RESOLUTION 2020-108

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE CANCELLATION OF WATER & SEWER BILLING DUE TO CUT AND CAP FROM THE WATER SUPPLY

WHEREAS, the water and sewer bill for the calendar year 2020 was issued to Account No. 54-0, also known as Block 8, Lot 1, with an address of 401 Central Avenue; and

WHEREAS, the Utility Collector was notified that Permit # 20-002D was issued on July 30, 2020 for a cut & cap from the water supply; and

WHEREAS, a portion of the 2nd half billing for 2020 should be canceled in the amount of \$281.87; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Barnegat Light, in the County of Ocean, State of New Jersey, as follows:

1. That a certified copy will be forwarded to the Utility Collector and the CFO.
2. That the Utility Collector be authorized to cancel a portion of the 2nd half billing.
3. That breakdown of the cancellation is as follows:

Water	58.33
Sewer	147.92
<u>Spigot</u>	<u>75.62</u>
	\$281.87

RESOLUTION 2020-109

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING SHARED SERVICES AGREEMENT FOR CONSTRUCTION CODE ENFORCEMENT SERVICES "SCHEDULE A, B & C"

WHEREAS, the Borough of Barnegat Light entered into a Shared Services Agreement with the Boroughs of Beach Haven, Harvey Cedars and Surf City for the provision of Construction Code Enforcement Services by Resolution 2018-046; and

WHEREAS, amendments to Schedule A, B and C of this agreement need to be made for 2020 due to the hiring of Building Inspector Thomas Scollan.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Borough of Barnegat Light that the attached Schedule A, B & C is hereby approved, effective July 21, 2020.

BE IT FURTHER RESOLVED that copies of this resolution with the schedule referred to above shall be sent to the Boroughs of Beach Haven, Harvey Cedars and Surf City.

RESOLUTION NO. 2020-110

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF AN OCCARES GRANT FUNDING AGREEMENT WITH THE COUNTY OF OCEAN

WHEREAS, the Coronavirus Aid Relief and Economic Security Act (CARES Act) was enacted in order to combat the economic damage caused to states, counties, and municipalities because of the Coronavirus; and

WHEREAS, the County of Ocean ("County") has received CARES Act funds from the United States Treasury ("stimulus funds") to be used to reimburse the county, county agencies, and municipalities located within the county due to economic damage caused to them by the Coronavirus; and

WHEREAS, as the recipient of the stimulus funds it will be the responsibility of the County to disburse the stimulus funds to eligible recipients in accordance with the terms and provisions of the CARES Act and any guidelines or regulations issued by the United States Government or any of its agencies and/or departments; and

WHEREAS, the County has determined that it is in the best interests of the citizens of the County to dedicate a portion of the funding to reimburse municipalities for COVID-19 related costs and expenses through the OCCARES Grant program; and

WHEREAS, the Borough must enter into an agreement with the county as a condition for the receipt of reimbursement for eligible COVID-19 related costs and expenses.

NOW, THEREFORE BE IT RESOLVED, this 12th day of August, 2020, by the governing body of the Borough of Barnegat Light, County of Ocean, State of New Jersey, as follows:

1. That the governing body does hereby authorize the Mayor to execute and the Borough Clerk to attest to an agreement with Ocean County for the OCCARES Grant funding, a copy of which is attached hereto

- and made a part hereof as Schedule A.
2. That a copy of this agreement shall be kept on file in the office of the Municipal Clerk and available for inspection during normal business hours.
 3. That a certified copy of this resolution shall be forwarded by the municipal clerk to the County of Ocean and to the Chief Financial Officer of the Borough of Barnegat Light.

RESOLUTION 2020-111

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE REFUND OF AN ERRONEOUS TAX PAYMENT TO CORELOGIC TAX SERVICES

WHEREAS, 6 East and West 22nd Streets are both located within Barnegat Light; and
WHEREAS, it has been determined by the Tax Collector that Corelogic Tax Services Corp. erroneously paid second quarter taxes on 6 West 22nd Street instead of 6 East 22nd Street; and
WHEREAS, Corelogic Tax Services has requested, in writing, that the payment to be refunded; and
WHEREAS, it is the desire of the Governing Body to have this erroneous payment refunded to Corelogic Tax Services;

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. That the Tax Collector be authorized to make the adjustments on the account.
2. That the Finance Department shall be authorized to refund \$1,213.87 to Corelogic & reference contract # 29229293.

Send refund to:

Corelogic/Refunds Department
PO Box 9202
Coppell, TX 75019

RESOLUTION 2020-112

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE PAYMENT OF MUNICIPAL BILLS IN THE AMOUNT OF \$1,453,340.43

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 \$1,453,340.43 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 2020-113

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING A REFUND FOR A RECREATIONAL USE APPLICATION

WHEREAS, Brittany Fiorillo applied to have a wedding ceremony at the Bay Breeze Park Pavilion on May 30, 2020; and

WHEREAS, the application was submitted with the \$50.00 application fee; and

WHEREAS, the application was approved by Borough Council on September 11, 2019; and

WHEREAS, Brittany Fiorillo paid the \$200.00 permit fee and the \$500.00 security deposit; and

WHEREAS, in light of the COVID-19 pandemic, Brittany Fiorillo has requested a refund of a monies paid; and

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

1. That the Finance Department is authorized to refund the permit fee and the security deposit in the amount of \$700.00
2. Certified copies of this resolution will be forwarded to the Barnegat Light Finance Department and to the Recreation Use File
3. That the check be made payable and sent to:

Brittany Fiorillo
48 Pleasant Plains Ave.
Staten Island, NY 10309

RESOLUTION 2020-114

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, EMPLOYING AN ADDITIONAL LIFEGUARD FOR 2020

WHEREAS, the Borough of Barnegat Light is in need of an additional lifeguard for 2020; and

WHEREAS, the following person shall be employed as noted, effective August 31, 2020, with the compensation listed below:

Heffernan, James T. \$440.00

NOW, THEREFORE, BE IT RESOLVED that the governing Body of the Borough of Barnegat Light approve the employment of the additional lifeguard for 2020.

RESOLUTION 2020-115

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING A REFUND FOR A WEEKLY PAW PASS

WHEREAS, Susan Bridgett purchased a weekly paw pass on August 1, 2020; and

WHEREAS, Susan Bridgett was not happy with her experience at the dog park; and

WHEREAS, Susan Bridgett has, in writing, requested a refund of \$15.00; and

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

1. That the Finance Department is authorized to refund the Paw Pass fee in the amount of \$15.00
2. That the check be made payable and sent to:

Susan Bridgett
53 W. Palisade Avenue #306
Englewood, NJ 07631

RESOLUTION 2020-116

RESOLUTION OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, EXTENDING THE BEACH SEASON TO OCTOBER 1, 2020

WHEREAS, the Borough of Barnegat Light operates ocean and bay beaches for the recreational enjoyment of the public; and

WHEREAS, §144-12 of the Borough Code of the Borough of Barnegat Light provides that these places of resort shall be kept open during the usual bathing season in the Borough, which is generally from June 30 to September 7; and

WHEREAS, Borough Code §144-7 further provides that the Borough Council shall have the right to determine, by resolution or order, the period during each year when each of the paid bathing beaches shall be opened and closed; and

WHEREAS, due to the irregularities in the 2020 vacation season caused by the public's response to the COVID-19 pandemic, it is the desire of the Mayor and Borough Council to extend the beach season to October 1 for the 2020 beach season.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Barnegat Light, County of Ocean, State of New Jersey, that the Mayor and Borough Council do hereby extend the 2020 beach season to October 1, 2020.

CORRESPONDENCE:

1. Boy Scout Troop #6 from Point Pleasant request to reschedule their beach camping trip to October 2-4/all in favor
2. Alicia DiMarco-Recreational Use Application-26th Street Beach wedding. September 5, 2020/all in favor
3. David Dixon-Recreational Use Application-Pavilion, October 10, 2020 11-3/all in favor
4. Stephen Feick-Recreational Use Application-Pavilion, September 5, 2020 2-6/all in favor
5. Letter from Janet Scammell-No Dogs on Beach-extend to September 30
6. Judie Putt-free Zumba class at the pavilion/all in favor
7. Application for Pavilion Wedding-9-19-2020-Bazel
8. No dogs on kayak beach sign email

MOTION TO ADJOURN:

Mayor Larson asked for a motion to adjourn. There was a motion and it was carried by all, the Meeting of the Borough Council was closed.

APPROVED:

KIRK O. LARSON, MAYOR

BRENDA L. KUHN, MUNICIPAL CLERK