

MINUTES
REGULAR SESSION BOARD OF COMMISSIONERS MAY 4, 2007
Flag Salute

Meeting came to order: 4:00 p.m.

Clerk called the roll: Mayor DiAnne C. Gove PRESENT
Commissioner Robert A. Palmer PRESENT
Commissioner Ralph H. Bayard PRESENT

Also in attendance: Bonnie M. Leonetti, Municipal Clerk
Richard J. Shackleton, Esq.

Municipal Clerk announced: Notice of the time and place of this meeting has been posted in the office of the Municipal Clerk, published by the BEACH HAVEN TIMES on December 6, 2006; the PRESS OF ATLANTIC CITY on December 8, 2006; the ASBURY PARK PRESS on January 4, 2007; and filed with the Municipal Clerk.

Motion: To dispense with the reading of the minutes of the previous meeting and to approve the same as recorded in the minute book:

Motion: Palmer Ayes: Bayard, Palmer, Gove
Second: Bayard Nays:

AGENDA

PROCLAIM

New Jersey Underground Damage Prevention Month: May 2007

Mayor Gove explained this pertained to gas lines.

Myasthenia Gravis Awareness Month: June 2007

Mayor Gove asked for a moment of silence in remembrance of two longtime Long Beach Township residents who had served their community, and had recently passed away: Rollie Clark and Richard Altman.

ORDINANCES/PUBLIC HEARINGS

1. Second Reading Ordinance 07-16C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" AS THE SAME IN CHAPTER 189 RESTRICTS PARKING.**

Mayor Gove noted this regulated the parking on certain portions of East 44th Street in Brant Beach, the westerly end of East Wyoming Avenue a/k/a East 117th Street, the Westerly end of East Mississippi Avenue a/k/a East 116th Street and East 58th Street.

Passed as on first reading at a regular meeting held on April 20, 2007 advertised in the BEACH HAVEN TIMES, issue of April 25, 2007.

ORDINANCE 07-16C

AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" AS THE SAME IN CHAPTER 189 RESTRICTS PARKING.

THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH DO ORDAIN:

STATEMENT OF PURPOSE

This Ordinance is to limit the parking on certain portions of East 44th Street in Brant Beach, the westerly end of East Wyoming Avenue a/k/a East 117th Street, the Westerly end of East Mississippi Avenue a/k/a East 116th Street, and on portions of East 47th Street.

SECTION I

Section 189-24 of an Ordinance entitled "**Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)**" is hereby repealed and in lieu and instead thereof the following is adopted:

Section 189-24 Schedule 2 Special Parking Restrictions.

- a. Parking restricted to 15 minutes

<u>Name of Street</u>	<u>Sides</u>	<u>Location</u>
East 58 th Street	North side	from its intersection with the easterly side of Long Beach Blvd. in an easterly direction for 100 feet.
East 44 th Street	Southerly side	140 feet easterly from the easterly sideline of Long Beach Blvd. as extended in a northeasterly direction from its intersection with 45 th Street.
East 116 th Street a/k/a Mississippi Ave.	Northerly side	100 feet in an easterly direction from the easterly sideline of Long Beach Blvd.
East 117 th Street a/k/a Wyoming Avenue	Southerly side	100 feet in an easterly in an easterly direction from the easterly sideline of Long Beach Blvd.
East 117 th Street a/k/a Wyoming Avenue	Northerly side	90 feet easterly from the easterly sideline of Long Beach Blvd.

East 116 th Street a/k/a Mississippi Ave.	Southerly side	90 feet in an easterly direction from the easterly sideline of Long Beach Blvd.
East 44 th Street	Northerly side	145 feet easterly from the easterly sideline of Long Beach Blvd. as extended in a northeasterly direction from its intersection with 45 th Street.
East 58 th Street	Southerly side	from its intersection with the easterly sideline of Long Beach Blvd. in an easterly direction for 50 feet.

SECTION II

All Ordinances or parts of Ordinances inconsistent herewith are repealed to the extent of such inconsistency.

SECTION III

If any word, phrase, clause, section or provision of this Ordinance shall be found by any Court of competent jurisdiction to be unenforceable, illegal or unconstitutional such word, phrase, clause, section or provision shall be severable from the balance of the Ordinance and the remainder of the Ordinance shall remain in full force and effect.

SECTION IV

This Ordinance shall take effect upon publication thereof after final passage according to law.

NOTICE

Public Notice is hereby given that the foregoing Ordinance was introduced and passed on the first reading at a regular meeting of the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, held on Friday, April 20, 2007 at 4:00 p.m.

Further public notice is hereby given that said ordinance shall be considered for final passage and adoption at a regular meeting of the Board of Commissioners to be held on Friday May 4, 2007 at 4:00 p.m. at the Public Safety Building, 6805 Long Beach Blvd., Brant Beach, NJ 08008.

CERTIFICATION

I, **Bonnie M. Leonetti, RMC/CMC**, Municipal Clerk for the Township of Long Beach do hereby certify that the foregoing Ordinance 07-31C was duly adopted by the Board of Commissioners at their meeting held on Friday, July 6, 2007 at 7:00 p.m.

OPEN PUBLIC HEARING

No Comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 07-16C on Second Reading:

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

2. Second Reading Ordinance 07-17C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" AS THE SAME IN SECTION 172-19 SETS SPECIFICATIONS FOR SIDEWALKS.**

Mayor Gove provided that where curbs and sidewalks were being installed they must be lowered where fire hydrants were in existence, in order to ensure the operability of fire hydrants.

Passed as on first reading at a regular meeting held on April 20, 2007 advertised in the BEACH HAVEN TIMES, issue of April 25, 2007.

ORDINANCE 07-17C

AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" AS THE SAME IN SECTION 172-19 SETS SPECIFICATIONS FOR SIDEWALKS.

THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH DO ORDAIN:

STATEMENT OF PURPOSE

This Ordinance provides that where curbs and sidewalks are being installed they must be lowered where fire hydrants are in existence in order to ensure the operability of fire hydrants.

SECTION I

Section 172-19 an Ordinance entitled "**Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)**" is hereby amended by the addition of a new paragraph capital C as follows:

C. Wherever curbs and sidewalks are being installed where there is an existing fire hydrant the curb and sidewalk shall be installed at the elevation prescribed by the Township Engineer in order to maintain the operability of the existing fire hydrant. The specifications that the engineer shall require that for a distance of 3 feet in each direction along the proposed curb from the center line of the fire hydrant and running back away from the curb to a distance 3 feet behind the said fire hydrant the curb and sidewalks shall be so sloped as to permit safe operation of the fire hydrant and further provide the safe pedestrian travel along the sidewalk.

SECTION II

All ordinances or parts of ordinances inconsistent herewith are repealed to the extend of such inconsistency.

SECTION III

If any work, phrase, clause, section or provision of this ordinance shall be found by any court of competent jurisdiction to be unenforceable, illegal or unconstitutional, such word, phrase, clause, section or provision shall be severable from the balance of the ordinance and the remainder of the ordinance shall remain in full force and effect.

SECTION IV

This ordinance shall take effect upon first publication thereof after final passage according to law.

NOTICE

Public Notice is hereby given that the foregoing Ordinance was introduced and passed on the first reading at a regular meeting of the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, held on Friday, April 20, 2007 at 4:00 p.m.

Further public notice is hereby given that said ordinance shall be considered for final passage and adoption at a regular meeting of the Board of Commissioners to be held on Friday, May 18, 2007 at 4:00 p.m. at the Public Safety Building, 6805 Long Beach Blvd., Brant Beach, NJ 08008.

CERTIFICATION

I, **Bonnie M. Leonetti, RMC/CMC**, Municipal Clerk for the Township of Long Beach do hereby certify that the foregoing Ordinance 07-17C was duly adopted by the Board of Commissioners at their meeting held on Friday, May 4, 2007 at 4:00 p.m.

OPEN PUBLIC HEARING

No Comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 07-17C on Second Reading:

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

3. Second Reading Ordinance 07-19C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" AS THE SAME IN SECTION 5-12 ESTABLISHES HIRING PRACTICES AND PROCEDURES.**

Mayor Gove stated this governed Hiring Practices and Procedures to include that new permanent employees undergo physical examinations and background checks after having been offered a position, and further provided that any Township employee working with minors shall pass a police background check.

Passed as on first reading at a regular meeting held on April 20, 2007 advertised in the BEACH HAVEN TIMES, issue of April 25, 2007.

ORDINANCE 07-19C

AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" AS THE SAME IN SECTION 5-12 ESTABLISHES HIRING PRACTICES AND PROCEDURES.

THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH DO ORDAIN:

STATEMENT OF PURPOSE

This Ordinance amends the Ordinance of Long Beach Township as it governs Hiring Practices and Procedures by providing that all new permanent employees shall, prior to being hired, have a physical examination by a Long Beach Township designated Physician, the physical examination to be conducted at the expense of the Township, charged to the budget of the Department for whom the individual is being hired.

The Ordinance further provides that summer employees shall, after having been offered a position, before becoming employed, procure a statement from their personal physician on a form provided by the Clerk of Long Beach Township certifying that in the opinion of the physician the applicant is physically qualified to perform the tasks for which he or she are being hired.

The Ordinance further provides that all new employees, be they permanent or summer employees, shall pass a police background check to be conducted by the Long Beach Township Police Department.

The Ordinance further provides that any Township employee working with minors shall pass a police background check to determine whether they have any history which would make them unfit to supervise minors.

SECTION I

Section 5-12 of an Ordinance entitled "Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)" is hereby amended by the addition of additional paragraphs as follows:

C. Physical Examinations for Newly Hired Permanent, Temporary, and Seasonal Employees of the Township of Long Beach.

(1) Permanent Employees.

(a) All persons who have been made a formal offer of employment with Long Beach Township shall be required to report to a Physician, designated by the Board of Commissioners of the Township of Long Beach by Resolution annually, for a medical and physical examination.

(b) The physical examinations shall be paid for by the Township of Long Beach and the cost thereof shall be charged to the budget of the department for whom the employee is being hired.

(2) Temporary/Seasonal Employees.

(a) All persons who have been made a formal offer of seasonal or temporary employment with the Township of Long Beach shall, prior to the start of work, provide to the Clerk of the Township of Long Beach on a form provided by the Clerk, a statement signed by the applicant's personal physician that he or she has been made aware of the position for which the applicant is being hired and does certify that after conducting such

medical and physical examination as he or she may have deemed appropriate, that it is his or her medical opinion that the applicant is physically and medically fit to perform the duties of the job which the applicant has been offered, with or without accommodation.

D. Background Checks

- (1) All persons who have been made a formal offer of full time, part time or seasonal employment with the Township of Long Beach shall, prior to the commencement of such employment, execute the form provided by the Long Beach Township Police Department permitting the Township Police Department to secure a criminal background check on the person. Conviction of any particular crime shall not serve as an absolute bar to the person commencing his or her employment but shall be considered by the Township in considering the person's suitability for the position of employment which has been offered.
- (2) All persons presently employed by the Township who have not executed the appropriate form provided by the Long Beach Township Police Department to secure a criminal background check whose work requires them to supervise or work with minors shall, regardless of their existing employment status, execute such a form. Conviction of any particular crime other than one involving child abuse or moral turpitude shall not serve as an absolute bar to the persons continuing work with minors.

SECTION II

All Ordinances or parts of Ordinances inconsistent herewith are repealed to the extent of such inconsistency.

SECTION III

If any word, phrase, clause, section or provision of this Ordinance shall be found by any Court of competent jurisdiction to be unenforceable, illegal or unconstitutional such word, phrase, clause, section or provision shall be severable from the balance of the Ordinance and the remainder of the Ordinance shall remain in full force and effect.

SECTION IV

This Ordinance shall take effect upon publication thereof after final passage according to law.

NOTICE

Public Notice is hereby given that the foregoing Ordinance was introduced and passed on the first reading at a regular meeting of the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, held on Friday April 20, 2007 at 4:00 p.m.

Further public notice is hereby given that said ordinance shall be considered for final passage and adoption at a regular meeting of the Board of Commissioners to be held on Friday May 4, 2007 at 4:00 p.m. at the Public Safety Building, 6805 Long Beach Blvd., Brant Beach, NJ 08008.

CERTIFICATION

I, **Bonnie M. Leonetti, RMC/CMC**, Municipal Clerk for the Township of Long Beach do hereby certify that the foregoing Ordinance 07-19C was duly adopted by the Board of Commissioners at their meeting held on Friday, May 4, 2007 at 4:00 p.m.

OPEN PUBLIC HEARING
No Comment
CLOSE PUBLIC HEARING

Motion to adopt Ordinance 07-19C on Second Reading:

Motion: Palmer Ayes: Bayard, Palmer, Gove
Second: Bayard Nays:

4. First Reading Ordinance 07-20C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" AS THE SAME IN CHAPTER 197 PERTAINS TO WATER AND SEWER RATES.**

Mayor Gove advised there would be a 3% increase.

Motion to approve Ordinance 07-20C on First Reading:

Motion: Palmer Ayes: Bayard, Palmer, Gove
Second: Bayard Nays:

5. First Reading Ordinance 07-21C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" AS THE SAME IN CHAPTER 205 PERTAINS TO ZONING.**

Mayor Gove noted this prohibited the erection of windmills, other than decorative windmills not exceeding 12 feet in height. 2nd Reading would take place on June 15th.

Motion to approve Ordinance 07-21C on First Reading:

Motion: Palmer Ayes: Bayard, Palmer, Gove
Second: Bayard Nays:

ADOPTIONS, APPROVALS, SUPPORT

6. Resolution 07-0504.01(a&b): Support various legislation
 - a. A-3994: Requires the establishment of in-store recycling programs of plastic bags
 - b. Enactment of A-639, A-646, and A-644: Sexual offender legislation

Mayor Gove explained this was in regard to sexual offender legislation proposed to: assess the likelihood of re-offense prior to release from incarceration, restrict residence location of convicted offenders, and increase statutory penalties against offenders.

RESOLUTION 07-0504.01(a)

RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, IN SUPPORT OF A-3994 TO REQUIRED THE ESTABLISHMENT OF IN-STORE RECYCLING PROGRAMS OF PLASTIC BAGS

WHEREAS, there is currently pending Assembly Bill A-3994 which would require retail store operators to establish an in-store recycling program that would provide an opportunity for customers to return clean plastic carry-out bags; and

WHEREAS, the proposed legislation would require the placement of a plastic carry-out bag collection bins in each store that is visible and easily accessible to the consumer; and

WHEREAS, all plastic bags collected by the store must be collected, transported, and recycled in a manner that does not conflict with the relevant county district recycling plan; and

WHEREAS, the operator of each store shall make reusable bags available to customers for purchase; and

WHEREAS, the proposed legislation would further require a manufacturer of plastic carry-out bags to develop educational materials to encourage the reducing, reusing, and recycling of plastic carry-out bags and to make the materials available to stores; and

WHEREAS, the Board of Commissioners of the Township of Long Beach is in agreement with A-3994 which establishes the recycling of plastic carry-out bags.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, hereby strongly supports the passage of A-3994 for the aforesaid reasons; and

BE IT FURTHER RESOLVED that the Township Clerk shall forward certified copies of this resolution to the following:

- A. Governor Jon Corzine
- B. New Jersey State Legislature
- C. All Legislative Districts
- D. Ocean County Municipalities
- E. All other parties of interest

RESOLUTION 07-0504.01(b)

RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, IN SUPPORT OF THE ADOPTION OF CHILD PROTECTION PROPOSALS A-639, A-646, AND A-644 BY GOVERNOR CORZINE AS WELL AS BOTH HOUSES OF THE NEW JERSEY LEGISLATURE

WHEREAS, County of Ocean is concerned about child safety and supports legislation designed to protect children against the actions of sexual predators and pedophiles; and

WHEREAS, three legislative bills have been introduced addressing the aforesaid issue; and

WHEREAS, Assembly Bill A-646 (Rumpf, Connors, and Johnson) would amend Megan's Law to require County Prosecutors to determine the offender's risk of re-offense, or tier, prior to an inmate's release from incarceration; and

WHEREAS, Assembly Bill A-639 (Rumpf, Connors, and Barnes) would expand Megan's Law to require that members of governing bodies be notified when a sexual offender moves into a municipality and restricts sex offenders from residing in areas frequented by children; and

WHEREAS, Assembly Bill A-644 (Rumpf and Connors) would substantially increase statutory penalties against sexual predators who victimize children.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey as follows:

1. That this Board approves and supports these bills and strongly urges their passage by the legislature and their execution by the Honorable Governor of the State of New Jersey, Jon Corzine.
2. That a certified copy of this resolution shall be made available to the 9th, 10th, and 30th Legislative Districts, Governor Jon Corzine, and all Ocean County municipalities.
7. Resolution 07-0504.02: Approve 2007 Motorized Ice Cream Vendor licenses

Mayor Gove stated there were nine licensees.

RESOLUTION 07-0504.02

WHEREAS, the Revised General Code of the Township of Long Beach 1997 Chapter 195 provides that the Board of Commissioners shall limit the number of persons desiring to sell or vend ice cream or ice cream products in the Township of Long Beach; and

WHEREAS, it is the desire of said Board to place a limitation on same in order to avoid undue crowding, littering, traffic congestion and the like.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach that the following vendors who have received all required clearances as of this date shall be issued a license for the selling or vending of ice cream or ice cream products subject to requirements and restrictions for the year 2007.

<u>Vendor Name</u>	<u>Vendor ID Number</u>
Cold Waves	ICM 07-01
Surf Ice Cream	ICM 07-02
Bun-Jim Ice Cream	ICM 07-03
Bay Berry Ice Cream	ICM 07-04
Midlantic Vending Corp.	ICM 07-05
Ice Cream N Dreams	ICM 07-06
Michael Fiorentino	ICM 07-07
Touchdown Tommy's	ICM 07-08
Good 'Ol Dayz Ice Cream	ICM 07-09

WATER/SEWER

Acknowledge the end of the paid Administrative Leave of Absence and approve an unpaid Administrative Leave of Absence for Frederick Hulick effective May 1, 2007.

Motion to approve Items 6 - 9:

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

Mayor Gove and **Commissioner Palmer** abstained from the vote to hire a Deputy Municipal Department Head.

CONTRACTS AND AWARDS

10. Resolution 07-0504.05: Approve a professional service contract:
BRB: not to exceed \$30,000.00 for tax appeals

RESOLUTION 07-0504.05

WHEREAS, Local Public Contracts Law, N.J.S.A. 40A: 11-1 et. seq. provide that professional services are exempt from the requirement of public bidding; N.J.S.A. 40A: 11-5(a)(i); and

WHEREAS, the Tax Assessor of the Township of Long Beach has deemed it necessary to obtain the professional services of an appraisal firm to aid in the valuation of various commercial properties located in the Township of Long Beach; and

WHEREAS, Pamela J. Brodowski, MAI, ASA, CTA of BRB Valuation & Consulting Services possess the requisite qualifications and licenses as required by law to provide said services; and

WHEREAS, the Board of Commissioners of the Township of Long Beach believe that it is prudent to award a professional services contract to Pamela J. Brodowski, MAI, ASA, CTA of BRB Valuation & Consulting Services for valuation, consulting, and appraisal services to aid in the appraisal of various commercial properties located in the Township of Long Beach.

WHEREAS, the Board of Commissioners of Township of Long Beach has determined and certified in writing that the value of the services will likely exceed \$17,500.00; and

WHEREAS, Pamela J. Brodowski has been supplied with a Business Entity Disclosure Certification and a Political Contribution Disclosure for certification that she has not made any reportable contributions to a political or candidate committee in the Township of Long Beach in the previous one year, and that the contract will prohibit those listed from making any reportable contributions through the term of the contract.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach at a regular meeting held Friday, May 4, 2007 that the Mayor and Municipal Clerk shall and are hereby authorized to execute and bind the Township to a contract, effective ten (10) days from receipt of the properly executed Business Entity Disclosure Certification and Political Contribution Disclosure Certification, entered by and between the Township of Long Beach and Pamela J. Brodowski, MAI, ASA, CTA of BRB Valuation & Consulting Services, 84 West Main St., Freehold, NJ 07728 in an amount not to exceed Thirty Thousand Dollars (\$30,000.00); and

BE IT FURTHER RESOLVED that the Municipal Clerk shall send a notice of the professional appointment and have same published at least once in the official newspaper of the Township of Long Beach and shall keep the resolution and contract on file for public inspection.

11. Resolution 07-0504.06: Authorize the execution of a contract:
TelVue Virtual Television Network for Channel 22, the local municipal access channel at no charge to Long Beach Twp.

RESOLUTION 07-0504.06

AUTHORIZE EXECUTION OF A CONTRACT WITH TELVUE VIRTUAL TELEVISION NETWORKS TO ADMINISTER THE MUNICIPAL ACCESS CHANNEL 22 IN CONJUNCTION WITH THE TOWNSHIP OF LONG BEACH

WHEREAS, the Township of Long Beach has been approached by TelVue Virtual Television Networks (TVTN) to assist the Township in the dissemination of municipal information through the use of the local municipal access channel, Comcast Cable Channel 22; and

WHEREAS, it is the desire of the Township of Long Beach to notify the public of all emergencies, events, and other public information in an efficient manner; and

WHEREAS, TVTN can provide efficiency and creative services to broadcast information at no cost to the municipality as specified in the attached Letter of Intent.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, that the Mayor is hereby authorized to execute the Letter of Intent with TelVue Virtual Television Networks for the administration of the local municipal channel.

BE IT FURTHER RESOLVED that upon execution of the Letter of Intent, a contract shall be provided by TVTN, and the Mayor and Municipal Clerk shall be authorized to execute said contract pending review by the municipal attorney.

12. Resolution 07-0504.07(a&b): Award various proprietary contracts:
- United Computer Sales & Service: \$1,010.00 per month for six months
 - Innocorp, Ltd.: Simulated Impaired DriviNg Experience \$19,525.90

RESOLUTION 07-0504.07(a)

A RESOLUTION AUTHORIZING A PROPRIETARY CONTRACT FOR NETWORK MAINTENANCE FOR THE TOWNSHIP OF LONG BEACH

WHEREAS, the Township of Long Beach requires the onsite assessment and repair, as needed, of the main file server infrastructure in order to maintain efficient operation and the effective retrieval of accurate data; and

WHEREAS, an agreement for the provision of support and service to the main file server infrastructure is currently deemed appropriate and necessary; and

WHEREAS, the provision or performance of goods or services for the main file server

infrastructure in the Township of Long Beach is specifically exempted from bidding requirements under the Local Public Contracts Law pursuant to N.J.S.A. 40A: 11 -5(1)(dd); and

WHEREAS, United Computer Sales & Service, Inc., 100 Dobbs Lane, Suite 208, Cherry Hill, NJ 08034 is able to provide onsite assessment and repair, as needed, in an amount not to exceed Six Thousand Sixty Dollars (\$6,060.00) for a six month period effective March 1, 2007 through August 31, 2007; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriations created by Construction Other Expenses, Tax Collector Other Expenses, Financial Administration Other Expenses, Water/Sewer Other Expenses, Tax Assessor Other Expenses, Municipal Clerk Other Expenses, Land Use Board Other Expenses, and Building and Grounds Other Expenses.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that United Computer Sales & Service, Inc. be awarded a contract to provide onsite assessment and repair, as needed, of the main file server infrastructure in an amount not to exceed Six Thousand Sixty Dollars (\$6,060.00) for a six month period effective March 1, 2007 through August 31, 2007.

RESOLUTION 07-0504.07(b)

A RESOLUTION AUTHORIZING A PROPRIETARY CONTRACT FOR THE PURCHASE OF ONE SIDNE (SIMULATED IMPAIRED DRIVING EXPERIENCE) VEHICLE FOR THE POLICE DEPARTMENT IN THE TOWNSHIP OF LONG BEACH

WHEREAS, the Long Beach Township Police Department has determined the need to obtain a battery-powered vehicle that simulates the effects of impairment from alcohol or other drugs on a motorist's driving skills for educational use by elementary and high school students; and

WHEREAS, the Long Beach Township Police Department wishes to purchase one SIDNE (simulated impaired driving experience) battery-powered vehicle; and

WHEREAS, the provision or performance of goods or services for the purchase of one SIDNE (simulated impaired driving experience) battery-powered vehicle the Township of Long Beach is specifically exempted from bidding requirements under the Local Public Contracts Law pursuant to N.J.S.A. 40A: 11 -5(1)(dd); and

WHEREAS, Innocorp, Ltd., P.O. Box 930064, Verona, WI 53593-0064 is able to provide one SIDNE (simulated impaired driving experience) battery-powered vehicle in an amount not to exceed Nineteen Thousand Five Hundred Twenty Five Dollars and Ninety Cents (\$19,525.90); and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by Alcohol Impaired Driving Prevention.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that Innocorp, Ltd. be awarded a contract to provide one SIDNE (simulated impaired driving experience) battery-powered vehicle in an amount not to exceed Nineteen Thousand Five Hundred Twenty Five Dollars and Ninety Cents (\$19,525.90).

13. Resolution 07-0504.08: Award a contract through the Ocean County Cooperative Contract Purchasing System: HL Industries - \$16,000.00 for the cleaning of manholes in Brant Beach

RESOLUTION 07-0504.08

RESOLUTION AUTHORIZING A CONTRACT FOR CLEANING OF MANHOLES AND A 24" LINE IN THE BRANT BEACH SECTION OF LONG BEACH TOWNSHIP BASED ON THE BID PROCURED BY THE STATE REGISTERED OCEAN COUNTY COOPERATIVE PURCHASING SYSTEM

WHEREAS, Long Beach Township is a participating entity of the Ocean County Cooperative Purchasing System, County identifier #CK-02-OC; and

WHEREAS, the Township wishes to utilize the Ocean County Cooperative Purchasing System to contract for the cleaning of manholes and a 24' line in the Brant Beach section of Long Beach Township; and

WHEREAS, the governing body deems this contract to be necessary for Township use, and in the best interest of the Township; and

WHEREAS, HL Industries, 3 Peckman Road, Little Falls, NJ 07424 was the lowest qualified bidder and awarded contract #B2006-61 by the Ocean County Cooperative Purchasing System.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach at a regular meeting held Friday, May 4, 2007 that the Mayor and Municipal Clerk shall be and are hereby authorized to execute a contract as described above and pursuant to the bid specifications at the bid price in an amount not to exceed Sixteen Thousand Dollars (\$16,000.00).

14. Resolution 07-0504.09: Amend Resolution 07-0420.12(b): correct a
Typographical error regarding the award of a contract to
Trico Equipment for one dozer undercarriage \$19,976.40

RESOLUTION 07-0504.09

WHEREAS, Resolution 07-0420.12(b) awarded a contract for the purchase of one (1) undercarriage for an 850K Case Dozer for the Public Works Department in the Township of Long Beach to Trico Equipment, Inc., 551 N. Harding Highway, Vineland, NJ 08360 an amount not to exceed Nineteen Thousand Nine Hundred Seventy Six Dollars and Forty Cents (\$19,976.40); and

WHEREAS, due to a typographical error, the pertinent information regarding the award of this contract was recorded incorrectly.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that Resolution 07-0420.12(b) be and is hereby amended so that the award of the aforementioned contract shall be as follows:

- A proprietary contract for the purchase of one (1) undercarriage for a CASE 850K Bulldozer for the Public Works Department of the Township of Long Beach is hereby awarded to Trico Equipment, Inc., 551 N. Harding Highway, Vineland, NJ 08360 an amount not to exceed Nineteen Thousand Nine Hundred Seventy Six Dollars and Forty Cents (\$19,976.40), said funds have been

certified as available by the Chief Financial Officer in the appropriation created by Ordinance 07-10 Authorizing the Acquisition of Two Bulldozer Undercarriages.

Motion to approve Items 10 - 14:

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

FINANCIAL APPROVALS

15. Resolution 07-0504.10(a-e): Approve various Chapter 159's
- a. Click It or Ticket Grant \$4,000.00
 - b. OCM JIF: 2006 Safety Incentive Award \$300.00
 - c. Waterfest Celebration: \$1,500.00
 - d. Ocean County Communities Against Tobacco: \$250.00
 - e. Barnegat Bay National Estuary Program: \$2,000.00

RESOLUTION 07-0504.10(a)

RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING AN AMENDMENT TO THE 2007 BUDGET TO ALLOW FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE AND APPROPRIATION PURSUANT TO N.J.S.A. 40A: 4-87 (CHAPTER 159): CLICK IT OR TICKET ENFORCEMENT GRANT

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such items have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, N.J.S.A. 40A:4-87 further provides that the Director may approve the insertion of an appropriation item of an amount equal to any such special item of revenue making such item of revenue available for expenditure; and

WHEREAS, the State of New Jersey, Division of Traffic Safety has approved a donation to the Township of Long Beach in the amount of \$4,000.00; and

WHEREAS, it is the desire of the Township of Long Beach to amend the 2007 Municipal Budget to provide for the insertion of this donation as a source of revenue and an expenditure appropriation.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach, in the County of Ocean, State of New Jersey, as follows:

1. That the Board of Commissioners do hereby authorize an Amendment to the 2007 Municipal Budget to provide for the insertion of a Chapter 159 (N.J.S.A. 40A:4-87) Special Item of Revenue as follows:

GENERAL REVENUES

Miscellaneous Revenues

Section F: Special Items of General Revenue Anticipated with Prior

Written Consent of the Director of Local Government Services –

Public and Private Revenues Offset with Appropriations:

CLICK IT OR TICKET \$4,000.00

2. That the Board of Commissioners do hereby further authorize an Appropriation of an equal sum under the caption of:

GENERAL APPROPRIATION:

OPERATIONS – Excluded from CAPS:

Public and Private Programs Offset by Revenues:

CLICK IT OR TICKET \$4,000.00

3. That one certified copy of this resolution shall be forwarded to the Director of the Division of Local Government Services, with one copy to the Township Auditor and the Township Treasurer.

MOTION:
SECOND:

VOTE:
AYES:
NAYES:
ABSENT:
ABSTAIN:

RESOLUTION 07-0504.10(b)

RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING AN AMENDMENT TO THE 2007 BUDGET TO ALLOW FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE AND APPROPRIATION PURSUANT TO N.J.S.A. 40A: 4-87 (CHAPTER 159): OCEAN COUNTY MUNICIPAL JOINT INSURANCE FUND SAFETY INCENTIVE AWARD

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such items have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, N.J.S.A. 40A:4-87 further provides that the Director may approve the insertion of an appropriation item of an amount equal to any such special item of revenue making such item of revenue available for expenditure; and

WHEREAS, the Ocean County Municipal Joint Insurance Fund has approved a donation to the Township of Long Beach in the amount of \$300.00; and

WHEREAS, it is the desire of the Township of Long Beach to amend the 2007 Municipal Budget to provide for the insertion of this donation as a source of revenue and an expenditure appropriation.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach, in the County of Ocean, State of New Jersey, as follows:

1. That the Board of Commissioners do hereby authorize an Amendment to the 2007 Municipal Budget to provide for the insertion of a Chapter 159 (N.J.S.A. 40A:4-87) Special Item of Revenue as follows:

GENERAL REVENUES

Miscellaneous Revenues

Section F: Special Items of General Revenue Anticipated with Prior

Written Consent of the Director of Local Government Services –

Public and Private Revenues Offset with Appropriations:

OCEAN COUNTY MUNICIPAL JOINT INSURANCE FUND –

SAFETY INCENTIVE AWARD \$300.00

2. That the Board of Commissioners do hereby further authorize an Appropriation of an equal sum under the caption of:

GENERAL APPROPRIATION:

OPERATIONS – Excluded from CAPS:

Public and Private Programs Offset by Revenues:

OCEAN COUNTY MUNICIPAL JOINT INSURANCE FUND –

SAFETY INCENTIVE AWARD \$300.00

3. That one certified copy of this resolution shall be forwarded to the Director of the Division of Local Government Services, with one copy to the Township Auditor and the Township Treasurer.

MOTION:

VOTE:

SECOND:

AYES:

NAYES:

ABSENT:

ABSTAIN:

RESOLUTION 07-0504.10(c)

RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING AN AMENDMENT TO THE 2007 BUDGET TO ALLOW FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE AND APPROPRIATION PURSUANT TO N.J.S.A. 40A: 4-87 (CHAPTER 159): WATERFEST CELEBRATION

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such items have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, N.J.S.A. 40A:4-87 further provides that the Director may approve the insertion of an appropriation item of an amount equal to any such special item of revenue making such item of revenue available for expenditure; and

WHEREAS, the Southern Ocean County Chamber of Commerce has approved a donation to the Township of Long Beach in the amount of \$1,500.00; and

WHEREAS, it is the desire of the Township of Long Beach to amend the 2007 Municipal Budget to provide for the insertion of this donation as a source of revenue and an expenditure appropriation.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach, in the County of Ocean, State of New Jersey, as follows:

1. That the Board of Commissioners do hereby authorize an Amendment to the 2007 Municipal Budget to provide for the insertion of a Chapter 159 (N.J.S.A. 40A:4-87) Special Item of Revenue as follows:

GENERAL REVENUES

Miscellaneous Revenues

Section F: Special Items of General Revenue Anticipated with Prior

Written Consent of the Director of Local Government Services –

Public and Private Revenues Offset with Appropriations:

WATERFEST CELEBRATION \$1,500.00

2. That the Board of Commissioners do hereby further authorize an Appropriation of an equal sum under the caption of:

GENERAL APPROPRIATION:

OPERATIONS – Excluded from CAPS:

Public and Private Programs Offset by Revenues:

WATERFEST CELEBRATION \$1,500.00

3. That one certified copy of this resolution shall be forwarded to the Director of the Division of Local Government Services, with one copy to the Township Auditor and the Township Treasurer.

MOTION:

VOTE:

SECOND:

AYES:

NAYES:

ABSENT:

ABSTAIN:

RESOLUTION 07-0504.10(d)

RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING AN AMENDMENT TO THE 2007 BUDGET TO ALLOW FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE AND APPROPRIATION PURSUANT TO N.J.S.A. 40A: 4-87 (CHAPTER 159): OCEAN COUNTY COMMUNITIES AGAINST TOBACCO (CAT) COMMUNITY PARTNERSHIP

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such

items have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, N.J.S.A. 40A:4-87 further provides that the Director may approve the insertion of an appropriation item of an amount equal to any such special item of revenue making such item of revenue available for expenditure; and

WHEREAS, the ALCOHOLISM AND DRUG ABUSE COUNCIL OF OCEAN, INC has approved a donation to the Township of Long Beach in the amount of \$250.00; and

WHEREAS, it is the desire of the Township of Long Beach to amend the 2007 Municipal Budget to provide for the insertion of this donation as a source of revenue and an expenditure appropriation.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach, in the County of Ocean, State of New Jersey, as follows:

1. That the Board of Commissioners do hereby authorize an Amendment to the 2007 Municipal Budget to provide for the insertion of a Chapter 159 (N.J.S.A. 40A:4-87) Special Item of Revenue as follows:

GENERAL REVENUES

Miscellaneous Revenues

Section F: Special Items of General Revenue Anticipated with Prior

Written Consent of the Director of Local Government Services –

Public and Private Revenues Offset with Appropriations:

OCEAN COUNTY COMMUNITIES AGAINST TOBACCO (CAT)

COMMUNITY PARTNERSHIP \$250.00

2. That the Board of Commissioners do hereby further authorize an Appropriation of an equal sum under the caption of:

GENERAL APPROPRIATION:

OPERATIONS – Excluded from CAPS:

Public and Private Programs Offset by Revenues:

OCEAN COUNTY COMMUNITIES AGAINST TOBACCO (CAT)

COMMUNITY PARTNERSHIP \$250.00

3. That one certified copy of this resolution shall be forwarded to the Director of the Division of Local Government Services, with one copy to the Township Auditor and the Township Treasurer.

MOTION:
SECOND:

VOTE:
AYES:
NAYES:
ABSENT:
ABSTAIN:

RESOLUTION 07-0504.10(e)

RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING AN AMENDMENT TO THE 2007 BUDGET TO ALLOW FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE AND APPROPRIATION PURSUANT TO N.J.S.A. 40A: 4-87 (CHAPTER 159): BARNEGAT BAY NATIONAL ESTUARY PROGRAM STORMWATER IMPLEMENTATION GRANT

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such items have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, N.J.S.A. 40A:4-87 further provides that the Director may approve the insertion of an appropriation item of an amount equal to any such special item of revenue making such item of revenue available for expenditure; and

WHEREAS, the BARNEGAT BAY NATIONAL ESTUARY PROGRAM AND OCEAN COUNTY COLLEGE has approved a donation to the Township of Long Beach in the amount of \$2,000.00; and

WHEREAS, it is the desire of the Township of Long Beach to amend the 2007 Municipal Budget to provide for the insertion of this donation as a source of revenue and an expenditure appropriation.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach, in the County of Ocean, State of New Jersey, as follows:

1. That the Board of Commissioners do hereby authorize an Amendment to the 2007 Municipal Budget to provide for the insertion of a Chapter 159 (N.J.S.A. 40A:4-87) Special Item of Revenue as follows:

GENERAL REVENUES

Miscellaneous Revenues

Section F: Special Items of General Revenue Anticipated with Prior

Written Consent of the Director of Local Government Services –

Public and Private Revenues Offset with Appropriations:

BARNEGAT BAY NATIONAL ESTUARY PROGRAM STORMWATER

IMPLEMENTATION GRANT \$2,000.00

2. That the Board of Commissioners do hereby further authorize an Appropriation of an equal sum under the caption of:

GENERAL APPROPRIATION:

OPERATIONS – Excluded from CAPS:

Public and Private Programs Offset by Revenues:

BARNEGAT BAY NATIONAL ESTUARY PROGRAM STORMWATER

IMPLEMENTATION GRANT \$2,000.00

3. That one certified copy of this resolution shall be forwarded to the Director of the Division of Local Government Services, with one copy to the Township Auditor and the Township Treasurer.

MOTION:
SECOND:

VOTE:
AYES:
NAYES:
ABSENT:
ABSTAIN:

16. Resolution 07-0504.12: Approve amendment to a professional service contract:
Island Medical: Include pre-employment physicals at a rate not to exceed \$175.00 per exam.

RESOLUTION 07-0504.12

WHEREAS Ordinance 07-19C amends Section 5-12 of the Code of the Township of Long Beach with new Paragraph C. entitled "Physical Examinations for Newly Hired Permanent, Temporary and Seasonal Employees" of the Township of Long Beach; and

WHEREAS, new section C.(1) (a) created by the Ordinance, dictates that a Physician shall be designated by the Board of Commissioners of the Township of Long Beach annually to perform a medical and physical examination for persons offered permanent employment with the Township; and

WHEREAS, a Professional Services Contract with Island Medical Professional Assoc. was executed per Resolution in March 2007 for various services; and

WHEREAS, at the request of the Board of Commissioners, Island Medical has agreed to perform the aforementioned pre-employment physicals for a charge not to exceed \$175.00.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach, that the 2007 Professional Service Contract with Island Medical Professional Assoc., be and is hereby amended to include the provision of pre-employment medical and physical examinations at a rate not to exceed \$175.00 per exam performed; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Political Contribution Disclosure Certification have been placed on file with the Municipal Clerk; and

BE IT FINALLY RESOLVED that the Municipal Clerk shall send a notice of the amendment of this professional appointment and have same published at least once in the official newspaper of the Township of Long Beach and shall keep the resolution, contracts, and certifications on file for public inspection.

17. Resolution 07-0504.11: Approve Bills & Payroll

Bills in the amount of: \$9,891,677.93
Payrolls in the amount of: \$ 367,863.62

RESOLUTION 07-0504.11

RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE PAYMENT OF TOWNSHIP BILLS

WHEREAS, the Chief Financial Officer and various Department Heads of the Township of Long Beach have carefully examined all vouchers presented for the payment of claims; and

WHEREAS, after due consideration of the said vouchers, the Board of Commissioners of the Township of Long Beach has approved payment of same; and

WHEREAS, Payroll Department has certified and submitted a request for approval of Township payroll in the amount of \$367,863.62.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach as follows:

1. The said approved vouchers amounting to the sum of \$9,891,677.93 be and the same are hereby authorized to be paid on May 4, 2007.

2. The said approved payroll amounting to the sum of \$367,863.62 be and the same are hereby authorized to be paid on May 4, 2007.

The Municipal Clerk be and she is hereby directed to list on the page in the Minute Book following the Minutes of this meeting all of the said vouchers hereby authorized to be paid.

Motion to approve Items 15 - 17:

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

Mayor Gove abstained from Ocean County Utilities Authority and Southern Ocean County Hospital vouchers.

COMMISSIONERS' REPORTS

Commissioner Bayard had no comments.

Commissioner Palmer noted beach badge sales were up over last years' sales at this time, and he explained new water mains were currently being installed.

Mayor Gove announced the next meeting of the Board of Commissioners and the next meeting of the Land Use Board. She reminded the public that the second reading and public hearing for Ordinances 07-18C and 07-20C would take place on May 18th at 4:00 p.m. and that the second reading and public hearing for Ordinance 07-21C would take place on June 15th at 4:00 p.m. She stated a meeting would be held on May 17th regarding flood plain management and the plan was available for public review. She announced free rabies clinics taking place in the near future.

OPEN PUBLIC SESSION

Bill Knarre / Brant Beach asked the status of the school bus that had been donated for use by the LBT Office of Emergency Management. He noted his concerns regarding road paving in areas where new water mains had been installed. He informed the Commissioners that he was in favor of increased recycling in Long Beach Township.

Chief Bradley advised Mr. Knarre that the Emergency Management bus did not require a State Inspection and that it was currently ready for use if needed.

Peter Trainor / North Beach Haven described various negative aspects to the beach protection project he believed existed as a result of old, discarded ordnances having been dredged onto Surf City beaches. He asked for a public hearing with legislators to discuss the current status of the project.

Mayor Gove felt safety was a priority, however the project remained essential to Long Beach Township.

Bob Irvine / Beach Haven Crest volunteered to act as the Long Beach Township Recycling Coordinator. He asked that green recycling containers be placed in Holgate; a request he had made previously as well.

Commissioner Bayard stated he would consider Mr. Irvine's request to be the Long Beach Township Recycling Coordinator.

Commissioner Palmer advised Mr. Irvine that he had contacted Ocean County Public Works Department in the fall of 2006, and asked that the green recycling containers be situated in Holgate.

Dick Jeffries / Beach Haven Terrace was pleased that the Board of Commissioners supported plastic bag recycling, and noted he would place a battery recycling bin at his business address. He asked if a litigation matter regarding an energy producing windmill on private property could be settled outside of court.

Mayor Gove advised Mr. Jeffries that she could not discuss litigation matters in public.

CLOSE PUBLIC SESSION

Motion for adjournment at: 4:35 p.m.

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

Bonnie M. Leonetti, RMC, CMC
Municipal Clerk

DiAnne C. Gove, Mayor

Robert A. Palmer, Comm.

Ralph H. Bayard, Comm.