

MINUTES
REGULAR SESSION BOARD OF COMMISSIONERS JUNE 20, 2008
Flag Salute

Meeting came to order: 4:02 p.m.

Clerk called the roll: Mayor Joseph H. Mancini PRESENT
Commissioner DiAnne C. Gove PRESENT
Commissioner Ralph H. Bayard PRESENT

Also in attendance: Bonnie M. Leonetti, Municipal Clerk
Lynda J. Wilkie, Deputy Municipal Clerk
Katharine M. 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; the PRESS OF ATLANTIC CITY; and the ASBURY PARK PRESS on May 28, 2008; and filed with the Municipal Clerk.

AGENDA

PRESENTATION

Donation of (3) Beach Wheelchairs and (1) Surf boat to the Long Beach Twp Beach Patrol.

Mayor Mancini asked **Don Myers, Beach Supervisor** to come forward to lead the presentation.

Don Myers, Beach Supervisor provided a history of the Program, advised that to date (34) adult beach wheelchairs and (5) child beach wheelchairs had been donated, and noted the cost to purchase (1) chair in 2008 was \$1,710.00. He thanked the Loveladies Harbor Yacht Club, the Haven Beach Yacht Club and Tour de Trent, each of whom had donated a beach wheelchair to the Township. He also expressed his gratitude to Ted Fleuhr who had donated a new surf boat valued at \$8,000.00 to the Beach Patrol.

MEMORIUM

1. Resolution 08-0620.01: In memory of William H. Cranmer

RESOLUTION 08-0620.01

RESOLUTION IN HONOR AND IN MEMORY OF WILLIAM H. CRANMER

WHEREAS, William H. Cranmer was born in Manahawkin, New Jersey in April of 1917 and resided in Ocean County until the time of his death June 17, 2008 with the exception of the time he spent in the United States Army serving his Country during World War II where he rose to the level of Sergeant in the United States Army; and

WHEREAS, after serving his Country in World War II William H. Cranmer married Dorothy Schrayshuen of Long Beach Township whose father had been the first Police Chief in Long Beach Township; and

WHEREAS, William H. Cranmer, affectionately known to his friends as Bill, went to High School in Tuckerton and when not in school followed the tutelage of his uncle, Buck Martin, who was the guide at the Turtle Cove Gun Club; and

WHEREAS, Bill spent every hour that he could take away from his school and his studies following the bay and the marshes and becoming an ardent duck hunter and decoy carver; and

WHEREAS, Bill had two sisters, Mary who married and became a teacher in Pitman, New Jersey and Ruth who married Verley Gale who was a builder on Long Beach Island; and

WHEREAS, Ruth was the mother of Harold V. Gale who for many years was the Municipal Clerk of Long Beach Township; and

WHEREAS, after marrying Dorothy, Bill and his brother-in-law Verley Gale were in partnership as building contractors on Long Beach Island until Bill left the building business to become a full time decoy carver; and

WHEREAS, in 1968 Bill's wife Dorothy, became secretary to the Land Use Board of Long Beach Township remaining in that position until she retired in 2003; and

WHEREAS, for many years Bill and Dorothy Cranmer operated the Web Foot Gift Shop on the northeasterly corner of 26th Street and Long Beach Boulevard in the Spray Beach section of Long Beach Township; and

WHEREAS, Bill achieved a world renowned reputation as a decoy carver both of working duck decoys and of artistic decoys; and

WHEREAS, following Dorothy's retirement in 2003 Bill and Dorothy sold their property in Spray Beach and moved to Little Egg Harbor Township on a street appropriately named Woodduck Drive; and

WHEREAS, following Dorothy's retirement Bill and Dorothy enjoyed their retirement together on Woodduck drive; and

WHEREAS, both Bill and Dorothy have many dear friends in Long Beach Township; and

WHEREAS, Bill and Dorothy have two children the older a son, Frank and the younger a daughter, Robin; and

WHEREAS, on Tuesday June 17, 2008, at 10:40 a.m. Bill left his friends and family after a brief confinement at Southern Ocean County Hospital leaving behind his widow, Dorothy S. Cranmer, and his two children Frank W. Cranmer and Robin C. Krajewski.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach, a Municipal Corporation of the State of New Jersey at a regular meeting held Friday June 20, 2008 that the Board of Commissioners of the Township of Long Beach on its own behalf, on behalf of all of the official family of the Township of Long Beach and on behalf of all of the citizens, taxpayers and residents of the Township of Long Beach do extend their heartfelt sympathy to Dorothy S. Cranmer, Frank W. Cranmer and Robin C. Krajewski upon the passing of their husband and father and be it known that William H. "Bill" Cranmer will be sorely missed by all who knew him and the loss of his talents as a carver of decoys will be sorely missed by the hunting and collecting community at large.

Bonnie Leonetti, Municipal Clerk/Administrator stated Mr. Cranmer had been a longtime resident of Long Beach Township and had passed away on June 17th. She noted that his father-in-law had been Long Beach Township Police Chief and his wife had been a municipal employee for many years.

Motion to approve Item 1:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

ORDINANCES/PUBLIC HEARINGS

2. Second Reading Ordinance 08-10C: **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 51 PERTAINS TO BEACHES**

ORDINANCE 08-10C

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 51 PERTAINS TO BEACHES

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

STATEMENT OF PURPOSE

The purpose of this Ordinance is to prohibit: littering or disposing of trash, etc. on the beaches; launching or landing of boats in guarded areas (any activity of this nature will be at the persons own risk). Seasonal beach badges sold prior to June 15th shall be \$25 and windsurfing or Bayview Park badges will be replaced with regular beach badges.

SECTION I

Article II – Beach Regulations

51-18. Prohibited acts.

D. Repeal the first sentence and replace with the following:

To throw, place, deposit or leave any bottles, glass, crockery sharp or pointed article or thing, paper, refuse or debris of any kind, in the areas except in the proper receptacles provided therefore on the beach or at the street ends.

K. Amend by adding the following:

It is further prohibited to launch or land any type of boat within a guarded beach area. Anyone launching or landing any type of boat at an ocean or bay beach does so at his or her own risk.

m. the public streets only at places specifically designated by the Police Department.

SECTION II

Article IV – Fees

51-25. Fees established

C. Repeal Twenty-two dollars and replace with Twenty-five dollars.

G. Delete (Note: Regular badges will be used at Bayview Park)

H. Delete (Note: Regular badges will be used at Bayview Park)

I. Delete (Note: Regular badges will be used at Bayview Park)

51-26. Badge or permit required

B. Delete the words "possessing any windsurfing badge"

SECTION III

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

SECTION IV

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 V

This Ordinance shall take effect after the 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, June 6, 2008 at 7:00 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, June 20, 2008 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 08-05C was duly adopted by the Board of Commissioners at their meeting held on Friday, June 20, 2008 at 4:00 p.m.

Bonnie Leonetti, Municipal Clerk/Administrator explained this prohibited littering or disposing of trash, etc. on the beaches; launching or landing of boats in guarded areas (any activity of that nature would be at the persons own risk). Seasonal beach badges sold prior to June 15th would be \$25 and windsurfing or Bayview Park badges will be replaced with regular beach badges.

Passed as on first reading at a regular meeting held on June 6, 2008 advertised in the BEACH HAVEN TIMES, issue of June 11, 2008.

OPEN PUBLIC HEARING

No Comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 08-10C on Second Reading:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

Bonnie Leonetti, Municipal Clerk/Administrator read the titles of Ordinances 08-11 through 08-23 and advised second reading and public hearing would be held on July 10th at 7:00 p.m. for each. She explained that the cost of each item / project had been listed in the 2008 Capital Budget.

3. First Reading Ordinance 08-11: **BOND ORDINANCE AUTHORIZING THE RESURFACING OF NORTH OHIO AVENUE IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$120,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$114,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Motion to approve Ordinance 08-11 on First Reading:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

4. First Reading Ordinance 08-12: **BOND ORDINANCE AUTHORIZING VARIOUS ROAD IMPROVEMENTS IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$200,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$190,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Motion to approve Ordinance 08-12 on First Reading:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

5. First Reading Ordinance 08-13: **BOND ORDINANCE AUTHORIZING THE ACQUISITION OF A BULLDOZER FOR THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$120,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$114,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Motion to approve Ordinance 08-13 on First Reading:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

6. First Reading Ordinance 08-14: **BOND ORDINANCE AUTHORIZING THE ACQUISITION OF BULLDOZER UNDERCARRIAGE FOR THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$25,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$23,750; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Motion to approve Ordinance 08-14 on First Reading:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

7. First Reading Ordinance 08-15: **BOND ORDINANCE AUTHORIZING THE COMPLETION OF VARIOUS DRAINAGE IMPROVEMENTS IN THE TWP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$50,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TWP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$47,500; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Motion to approve Ordinance 08-15 on First Reading:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

8. First Reading Ordinance 08-16: **BOND ORDINANCE AUTHORIZING THE COMPLETION OF VARIOUS RECREATION IMPROVEMENTS IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$100,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$95,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Motion to approve Ordinance 08-16 on First Reading:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

9. First Reading Ordinance 08-17: **BOND ORDINANCE AUTHORIZING THE ACQUISITION OF A PICK-UP TRUCK FOR THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$17,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$16,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Motion to approve Ordinance 08-17 on First Reading:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

10. First Reading Ordinance 08-18: **BOND ORDINANCE AUTHORIZING THE ACQUISITION OF GENERATORS FOR THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$200,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$190,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Motion to approve Ordinance 08-18 on First Reading:

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

11. First Reading Ordinance 08-19: **BOND ORDINANCE AUTHORIZING THE ACQUISITION OF TWO (2) PICK-UP TRUCKS FOR THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$60,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$57,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Motion to approve Ordinance 08-19 on First Reading:

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

12. First Reading Ordinance 08-20: **BOND ORDINANCE AUTHORIZING IMPROVE-MENTS TO THE BEACH HAVEN TERRACE DETENTION BASIN IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$100,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$95,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Motion to approve Ordinance 08-20 on First Reading:

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

13. First Reading Ordinance 08-21: **BOND ORDINANCE AUTHORIZING THE COMPLETION OF VARIOUS IMPROVEMENTS TO THE NORTH BEACH SEWER STATION IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$150,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$142,500; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Motion to approve Ordinance 08-21 on First Reading:

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

14. First Reading Ordinance 08-22: **BOND ORDINANCE AUTHORIZING THE ACQUISITION OF VARIOUS PIECES OF EQUIPMENT FOR THE LONG BEACH TOWNSHIP BEACH PATROL IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$30,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$28,500; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Motion to approve Ordinance 08-22 on First Reading:

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

15. First Reading Ordinance 08-23: **AN ORDINANCE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, APPROPRIATING \$10,000 FROM THE GENERAL CAPITAL FUND FOR THE ACQUISITION OF METER READING COMPUTER AND RELATED SOFTWARE**

Motion to approve Ordinance 08-23 on First Reading:

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

16. First Reading Ordinance 08-24C: **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 §5-8A(6) DEALS WITH PAID LEAVE OF ABSENCES**

Bonnie Leonetti, Municipal Clerk/Administrator advised this would accommodate agreements wherein the Policemen's Benevolent Assoc. and the Township allowed an employee to work fulltime for the PBA with full salary reimbursement to the Township as per an agreement executed by both parties. Additionally, this ordinance would allow for said leaves of more than one year to fulltime officers at the sole discretion of the Board of Commissioners.

Motion to approve Ordinance 08-24C on First Reading:

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

17. First Reading Ordinance 08-25C: **AN ORDINANCE SUPPLEMENTING THE CODE OF THE TOWNSHIP OF LONG BEACH TO ADD TO CHAPTER 5, ENTITLED "ADMINISTRATION", SECTION 5-12.C. ENTITLED "POSITIONS ELIGIBLE FOR THE DEFINED CONTRIBUTION RETIREMENT PROGRAM"**

Bonnie Leonetti, Municipal Clerk/Administrator noted certain elected or appointed officials of a municipality would, as required by the State of New Jersey, be entered into a new state pension system known as the Defined Contribution Retirement Program.

Motion to approve Ordinance 08-25C on First Reading:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

ADOPTIONS & APPROVALS

18. Resolution 08-0620.02: Approve changes to various Water / Sewer accounts

RESOLUTION 08-0620.02

WHEREAS, the following Water/Sewer accounts require changes in their billing and/or classification due to various reasons; and

WHEREAS, it is requested by the Director of Revenue and Finance that these changes be made as follows:

Blk:	Lot:	Acct:		Year:	Cancel/Change:	Amount:
11.15	6	3551-0	Water	2008	To Stand-by	\$184.00
12.17	7	4133-0	Water	2008	Remove irrigation	108.00
15.48	17	5391-0	Water	2008	To Stand-by	128.00
15.50	17/C03	8199-0	Sewer	2008	Rem.Garbage Disp.	179.00
18.10	6	6256-0	Sewer	2008	To Stand-by	221.00

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach, that the Municipal Clerk be and she is hereby authorized to make these changes.

Bonnie Leonetti, Municipal Clerk/Administrator stated these were routine actions.

19. Resolution 08-0620.03: Authorize application for the 2008 State Body Armor Grant:
Deputy Chief Houston

RESOLUTION 08-0620.03

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that, Leslie A. Houston, Deputy Chief of the Long Beach Township Police Department, be and she hereby is authorized and directed to apply for the 2008 State Body Armor Replacement Fund Grant for the purchase of bulletproof vests.

20. Resolution 08-0620.04: Approve personnel actions

RESOLUTION 08-0620.04

BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach:

BEACH PATROL

Approval of the following actions are subject to submission of all required paperwork.

Change the title and rate of pay for the following individual, with the designated title Seasonal Part Time Laborer, to the new title Seasonal Lifeguard Assistant Chief, at the rate of pay listed, to be effective June 22, 2008.

Edson, Matthew \$166.00 Per Day

Hire the following individual, with the designated title Seasonal Lifeguard Assistant Chief, at the rate of pay listed, to be effective June 22, 2008.

Cherry, Emily \$165.00 Per Day

They are to be paid from the Lifeguard Salary and Wage Budget (Dept. 0103).

Change the title and rate of pay for the following individuals, with the designated title Seasonal Part Time Laborer, to the new title Seasonal Lifeguard Captain, at the rate of pay listed, to be effective June 22, 2008.

Angelozzi, Jared \$146.00 Per Day

Croft, Andrew \$146.00 Per Day

Dancha, Michael \$147.00 Per Day

Dries, Shannon \$149.00 Per Day

Duralek, Tom \$145.00 Per Day

Formica, Louis \$145.00 Per Day

Galese, William \$146.00 Per Day

Stutz, Matthew \$148.00 Per Day

Vile, Megan \$151.00 Per Day

Wall, Joshua \$149.00 Per Day

They are still to be paid from the Lifeguard Salary and Wage Budget (Dept. 0103).

Change the title and rate of pay for the following individuals, with the designated title Seasonal Part Time Laborer, to the new title Seasonal Lifeguard Lieutenant, at the rate of pay listed, to be effective June 22, 2008.

Bellingeri, Douglas \$110.00 Per Day

Burke, Stephen \$122.00 Per Day

Craig, Patrick \$110.00 Per Day

Drewry, Cian \$122.00 Per Day

Jensen, Krista \$110.00 Per Day

Lambert, Adam \$121.00 Per Day

O'Such, Andrew \$120.00 Per Day

Saldibar, Richard \$120.00 Per Day

They are still to be paid from the Lifeguard Salary and Wage Budget (Dept. 0103).

Hire the following individuals, with the designated title Seasonal Lifeguard Lieutenant, at the rate of pay listed, to be effective June 22, 2008.

Fitzpatrick, Michael	\$127.00 Per Day
Hom, Michael	\$120.00 Per Day

They are to be paid from the Lifeguard Salary and Wage Budget (Dept. 0103).
Change the title and rate of pay for the following individual, with the designated title Seasonal Part Time Laborer, to the new title Seasonal Lifeguard, at the rate of pay listed, to be effective June 22, 2008.

Brearley, Colin	\$91.67 Per Day
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Hire the following individual, with the designated title Seasonal Lifeguard, at the rate of pay listed, to be effective June 22, 2008.

Conway, Colleen	\$95.00 Per Day
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They are to be paid from the Lifeguard Salary and Wage Budget (Dept. 0103).
Change the title and rate of pay for the following individual, with the designated title Seasonal Part Time Laborer, to the new title Seasonal Beach Badge Program Senior Supervisor, at the rate of pay listed, to be effective June 22, 2008.

Roberts, Norman	\$15.75 Per Hour
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He is now to be paid from the Beach Badge Salary and Wage Budget (Dept. 0108).
Change the title and rate of pay for the following individual, with the designated title Seasonal Part Time Laborer, to the new title Seasonal Beach Badge Program Supervisor, at the rate of pay listed, to be effective June 22, 2008.

Marchese, Lauren	\$12.35 Per Hour
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She is now to be paid from the Beach Badge Salary and Wage Budget (Dept. 0108).
Hire the following individual, with the designated title Seasonal Lifeguard Chief, at the rate of pay listed, to be effective June 22, 2008.

Angelozzi, Adam	\$186.00 Per Day
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Hire the following individuals, with the designated title Seasonal Lifeguard Assistant Chief, at the rate of pay listed, to be effective June 22, 2008.

Buck, Harold	\$166.00 Per Day
Heilman, Scott	\$176.00 Per Day

Change the title and rate of pay for the following individuals, with the designated title Seasonal Part Time Laborer, to the new title Seasonal Lifeguard, at the rate of pay listed, to be effective June 22, 2008.

Bayard, Gregory	\$88.34 Per Day
Bird, Jeffrey	\$91.67 Per Day
Breitweiser, David	\$81.67 Per Day
Dorman, Terrence	\$95.00 Per Day
Dunleavy, Scott	\$91.67 Per Day
Farley, Ryan	\$88.34 Per Day
Howard, Gregory	\$95.00 Per Day
Kelly, Sean	\$95.00 Per Day
Logue, Ian	\$85.00 Per Day
McNamara, Harry	\$91.67 Per Day
Metcalfe, Christopher	\$95.00 Per Day
Metcalfe, Sean	\$88.34 Per Day
Sheplin, Matthew	\$95.00 Per Day
Shinn, Brayden	\$75.00 Per Day
Strasser, Daniel	\$95.00 Per Day
Williams, Ryan	\$91.67 Per Day

Hire the following individuals, with the designated title Seasonal Lifeguard, at the rate of pay listed, to be effective June 22, 2008.

Bender, Jackie	\$71.67 Per Day
Bruns, Steven	\$71.67 Per Day
Chiavaro, Jourdan	\$71.67 Per Day
Curtiss, Erin	\$71.67 Per Day
DeOliveira, Kevin	\$71.67 Per Day
Gerkens, Todd	\$71.67 Per Day
Gray, John C.	\$71.67 Per Day
Holly, Jennifer	\$71.67 Per Day
Lodato, Peter	\$71.67 Per Day
McLaughlin, Thomas	\$71.67 Per Day
Melega, Michael	\$71.67 Per Day
Mulski, James	\$71.67 Per Day
Nelson, Jennifer	\$71.67 Per Day
Stewart, Doud	\$71.67 Per Day
Teliszewski, Kyle	\$71.67 Per Day
Ward, Matthew	\$71.67 Per Day
Wolf, Jennifer	\$71.67 Per Day
Boyd, Nathan	\$75.00 Per Day
Cascio, Joseph	\$75.00 Per Day
Closs, Brian	\$75.00 Per Day
Colella, Alexandra	\$75.00 Per Day
Colella, Samantha	\$75.00 Per Day
DiLorenzo, Jason	\$75.00 Per Day
Dumhart, Danelle	\$75.00 Per Day
Durning, Patrick	\$75.00 Per Day
Evangelista, Benjamin	\$75.00 Per Day
Gallagher, Andrew	\$75.00 Per Day
Gross, Abigail	\$75.00 Per Day

Kiely, Chris	\$75.00 Per Day
Klimowicz, William	\$75.00 Per Day
LaPilusa, Austin	\$75.00 Per Day
Lombardi, Cristina	\$75.00 Per Day
Mancini, Angela	\$75.00 Per Day
Mancini, Michael	\$75.00 Per Day
Mernar, Andrew	\$75.00 Per Day
O'Such, Kevin	\$75.00 Per Day
Pacheco, Bianca	\$75.00 Per Day
Pijanowski, Katie	\$75.00 Per Day
Poli, Teresa	\$75.00 Per Day
Rizzo, Jessica	\$75.00 Per Day
Russell, Steven	\$75.00 Per Day
Scheuerman, Elizabeth	\$75.00 Per Day
Sisti, Joseph	\$75.00 Per Day
Soto, Joseph	\$75.00 Per Day
Bargiel, Tamara	\$81.67 Per Day
Behr, Jackie	\$81.67 Per Day
Brown, Joshua	\$81.67 Per Day
Campana, Fran	\$81.67 Per Day
Candio, Chris	\$81.67 Per Day
Carlin, Matthew	\$81.67 Per Day
D'Angelo, Jonathan	\$81.67 Per Day
Dowstra, Samantha	\$81.67 Per Day
Doyle, Christopher	\$81.67 Per Day
Hill, Scott	\$81.67 Per Day
Hodgson, Francis	\$81.67 Per Day
Jones, Raymond	\$81.67 Per Day
Kelly, Patrick	\$81.67 Per Day
Kenny, Michael	\$81.67 Per Day
Lennon, Caroline	\$81.67 Per Day
Lombardi, Frank	\$81.67 Per Day
Mallet-Fuina, Logan	\$81.67 Per Day
Mancini, Kathryn	\$81.67 Per Day
Marqua, Tara	\$81.67 Per Day
Monaghan, Kieran	\$81.67 Per Day
Olson, Emily	\$81.67 Per Day
Power, James	\$81.67 Per Day
Ray, Theodore	\$81.67 Per Day
Royston, Elizabeth	\$81.67 Per Day
Schmidt, Andrew	\$81.67 Per Day
Schuler, Evan	\$81.67 Per Day
Schultz, William	\$81.67 Per Day
Stambaugh, Grant	\$81.67 Per Day
Stone, Dana	\$81.67 Per Day
Strang, Zachary	\$81.67 Per Day
Walters, Garrett	\$81.67 Per Day
Wiskow, Chloe	\$81.67 Per Day
Budd, Russell	\$85.00 Per Day
Callanan, William	\$85.00 Per Day
Carlucci, Gerald	\$85.00 Per Day
Clifford, Annmarie	\$85.00 Per Day
Dalrymple, Patrick	\$85.00 Per Day
Fallon, Kyle	\$85.00 Per Day
Iverson, Kristen	\$85.00 Per Day
Jensen, Kelsie	\$85.00 Per Day
Kennedy, Martin	\$85.00 Per Day
Lepley, Kira	\$85.00 Per Day
Lintner, Donald	\$85.00 Per Day
Marqua, Garrett	\$85.00 Per Day
McNally, Shawn	\$85.00 Per Day
McNamara, Lucy	\$85.00 Per Day
O'Shaughnessy, Andrew	\$85.00 Per Day
Pedrick, Morgan	\$85.00 Per Day
Peeler, Gordon	\$85.00 Per Day
Power, William	\$85.00 Per Day
Ring, Brian	\$85.00 Per Day
Roitzsch, George	\$85.00 Per Day
Rudolph, Daniel	\$85.00 Per Day
Severi, Adam	\$85.00 Per Day
Stone, Todd	\$85.00 Per Day
Tallon, Kevin	\$85.00 Per Day
Wessler, Kevin	\$85.00 Per Day
Wheaton, Christina	\$85.00 Per Day
Baldino, James	\$88.34 Per Day

Cleary, Sean T.	\$88.34 Per Day
Doyle, Patrick	\$88.34 Per Day
Dumhart, Justin	\$88.34 Per Day
Durando, Dillon	\$88.34 Per Day
Forrester, Matthew	\$88.34 Per Day
McGrath, Tucker	\$88.34 Per Day
Mitchell, Samuel	\$88.34 Per Day
Murray, Christopher	\$88.34 Per Day
Murray, Kevin	\$88.34 Per Day
Pisarcik, Joseph	\$88.34 Per Day
Whetstone, Catherine	\$88.34 Per Day
Wiskow, John	\$83.34 Per Day
Baran, Luke	\$91.67 Per Day
Callahan, Kathleen	\$91.67 Per Day
Carlin, Andrew	\$91.67 Per Day
Closs, Matthew	\$91.67 Per Day
Dalrymple, Kevin	\$91.67 Per Day
Halsey, Eric	\$91.67 Per Day
Hosmer, Theodore	\$91.67 Per Day
Klingner, Erich	\$91.67 Per Day
Knowles, Brittany	\$91.67 Per Day
Knowles, Morgan	\$91.67 Per Day
LaPilusa, Alexander	\$91.67 Per Day
Mihalik, Sean	\$91.67 Per Day
Ondik, Chris	\$91.67 Per Day
Peeler, Kelly	\$91.67 Per Day
Phillips, Tara	\$91.67 Per Day
Pietropaolo, Jill	\$91.67 Per Day
Royer, Brittany	\$91.67 Per Day
Ruark, Matthew	\$91.67 Per Day
Sawin, Corey	\$91.67 Per Day
Scarlatelli, Evan	\$91.67 Per Day
Sisti, Jonathan	\$91.67 Per Day
Slattery, Michael	\$91.67 Per Day
Tallon, Courtney	\$91.67 Per Day
Campoli, Stephen	\$95.00 Per Day
Clifford, Thomas	\$95.00 Per Day
Gray, John W.	\$95.00 Per Day
Howarth, Jonathan	\$95.00 Per Day
McDermott, Lauren	\$95.00 Per Day
Murray, Thomas	\$95.00 Per Day
Wagner, Elizabeth	\$95.00 Per Day

They are to be paid from the Lifeguard Salary and Wage Budget (Dept. 0103).

Hire the following individuals with the designated title Seasonal Beach Badge Program Seller/Checker, at the rate of pay listed, to be effective June 22, 2008.

McCourt, Matthew	\$7.95 Per Hour
McGuire, Allie	\$7.85 Per Hour
Scarpinto, Megan	\$8.15 Per Hour
Toriello, Michael	\$8.15 Per Hour
Tremaine, Adrienne	\$8.35 Per Hour

They are to be paid from the Beach Badge Salary and Wage Budget (Dept. 0108).

POLICE

Approve the following for payroll increases to \$10.00/hour from the Police S/W account effective June 21, 2008 as they commence regular patrol duties:

Michael Bishop	Philip Calanni	Cory Chadwick
Donald Haines	Justin Hoffman	Daniel Petrone
Brian Woodruff		

Approve a Special Retirement for Raymond Jones effective July 1, 2008 as sanctioned by the Police & Firemen Retirement System.

Approve/acknowledge a two (2) week Military Leave of Absence for Thomas Franks effective retro-active to June 13, 2008 for active duty training as per orders with the US Coast Guard.

PUBLIC WORKS

Change Stephen Partridge's title to Provisional Mechanic and increase his base salary 10% effective June 21, 2008 as per the Teamsters current contract.

Change Dustin Martin's title to Provisional Equipment Operator and increase his base salary 10% effective June 21, 2008 as per the Teamsters current contract.

Change Brian Golla's title to Provisional Equipment Operator and increase his base salary 10% effective June 21, 2008 as per the Teamsters current contract.

Hire the following as a Seasonal Full Time Laborer at the rate of \$8.25 per hour to be paid from Public Works Salary & Wage effective June 21, 2008:

Sean Patrick Farrell

Bonnie Leonetti, Municipal Clerk/Administrator summarized the proposed actions to be taken.

21. Resolution 08-0620.05: Authorize Health Officer to enter into agreement with Community Medical Center regarding cancer screenings: Education and Follow-up

RESOLUTION 08-0620.05

WHEREAS, Community Medical Center of Toms River, New Jersey shall conduct a Breast and Cervical Cancer Screening Program between July 1, 2008 and June 30, 2009; and

WHEREAS, the Long Beach Island Health Department has agreed to provide the educational and follow-up component of the Breast and Cervical Cancer Screening Program.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Long Beach Township do hereby approve of the participation of the Long Beach Island Health Department with the Community Medical Center Breast and Cervical Cancer Screening Program, and authorizes the Health Officer to execute any documents necessary for participation in the program.

22. Resolution 08-0620.06: Authorize Public Works action regarding property conditions per the "Public Health Nuisance Code"

RESOLUTION 08-0620.06

RESOLUTION AUTHORIZING THE ABATEMENT OF A NUISANCE BLOCK 13.05, LOT 6

WHEREAS, Long Beach Township Code §127-6 provides for the abatement of public health nuisances; and

WHEREAS, the Board of Health has taken the required actions to notify the property owner of high and overgrown weeds; property not maintained in a clean, safe condition; and

WHEREAS, the Board of Health found the same to constitute a nuisance; and

WHEREAS, the Township has attempted to make contact with the owner to correct the violation; and

WHEREAS, the owner has failed to remove the nuisance and the Township seeks to abate the continuing nuisance; and

WHEREAS, the Long Beach Township Code §127-6 and Section 8.3 of the Public Health Nuisance Code titled Abatement of Nuisances authorizes the Township of Long Beach to abate the same.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners at a regular scheduled meeting this 20th day of June, 2008 that the Public Works Department of the Township of Long Beach is hereby authorized to perform the necessary maintenance for the abatement of the nuisance; and

BE IT FURTHER RESOLVED that any and all costs incurred by the Township of Long Beach abating the nuisance at 8612 Beach Avenue, Brighton Beach may be placed as a lien against the property.

23. Resolution 08-0620.07(a-e): Approve various Traffic Regulations

a. Temporary Summer Parking regulations

b. Temporary Summer Recreation regulations

c. Temporary Summer Traffic regulations

d. Suspend parking regulations on July 3rd

(Raindate: July 11th) for a free movie, and on July 24th

for a free concert and art show at the Municipal Complex

e. Suspend parking regulations at Terrace 1st United

Methodist Church:

- **Saturday, June 14, 2008 from 6:00 A.M. to 6:00 P.M.** – Flea Market
- **Friday, July 18, 2008 from 4:00 P.M. to 9:00 P.M.** – Fish Dinner
- **Sunday, July 29, 2008 from 5:00 P.M. to 9:00 P.M.** – Summer Concert and Supper
- **Saturday, October 11, 2008 from 6 A.M. to 6:00 P.M.** - Holiday Bazaar & Food Fest
- **Saturday November 8, 2008 from 4:00 P.M. to 8:00 P.M.** - Roast Pork Dinner

RESOLUTION 08-0620.07(a)

WHEREAS, the provisions of N.J.S.A. 39:4-197.2 provide that municipalities may pass ordinances, resolutions or regulations to regulate traffic and parking along and upon any county road or part thereof lying within its corporate limits, in the same manner and to the same extent that it is authorized by law to regulate same upon municipal roads and streets; and

WHEREAS, N.J.S.A. 39:4-197.3 provides that any municipality may, upon the adoption of a resolution declaring that an emergency temporary condition dictates the adoption of a special traffic regulation for a period of effectiveness not to exceed three (3) months; and

WHEREAS, the said temporary emergent conditions are a result of the tremendous influx of summer residents, unduly burdening the streets of the Township of Long Beach; and

WHEREAS, the traffic on Township streets including all side streets as well as Long Beach Boulevard is tremendous during these months; and

WHEREAS, during the annual St. Francis Festival of the Sea a temporary condition exists causing the need to suspend parking regulations on 45th Street through 50th Street in the Brant Beach area from July 29th through August 3rd 2008 from 4:00 P.M. to 12:00 A.M.; and

WHEREAS, because of the location of the Beach Badge Sales Office adjacent to the municipal building during the summer season it is necessary to limit parking on the south side of 68th Street to provide parking for beach badge purchases; and

WHEREAS, because of the location of the Observation Deck adjacent to the municipal building during the summer season it is necessary to limit parking in the designated area on the east side of Ocean Blvd. to provide parking for all visitors; and

WHEREAS, the area of Beach Avenue between Pennsylvania Avenue and Indiana Avenue in the Beach Haven Terrace section is heavily traveled Sunday mornings between 6:00 A.M. and 12:00 noon and sufficient parking is necessary to facilitate the public buildings in that area; and

WHEREAS, during the summer season, a temporary emergent condition exists on Maryland Avenue in the Beach Haven Terrace section of the Township; and

WHEREAS, during the summer season, a temporary emergent condition exists on 69th Street by the Police gasoline pump in the Brant Beach section of the Township; and

WHEREAS, the Township of Long Beach is especially concerned for the safety of motorists traversing and contractors working on the streets of Long Beach Township during the busy and congested summer months; and

WHEREAS, during the summer season it is essential to maintain the public right-of-way in an unobstructed manner so as not to hinder the clear passage of pedestrians or vehicles; and

WHEREAS, several narrow alleyways are located in Long Beach Township which for safety considerations, should not be used as traffic thruways; and

WHEREAS, there is also the need to regulate parking at the two Loveladies parking areas, as well as the North Beach parking area by the public tennis courts; and

WHEREAS, the Long Beach Township park property located on Blk 7.13, Lot 1 in the Beach Haven Terrace section consists of a public pavilion and bathing beach located in a residential neighborhood; and

WHEREAS, the Holgate Township property currently being used as a public park located on Blk. 1.26 Lots 1 & 2 is a heavily populated residential zone and it is necessary to curtail activities in the park progressively as evening falls to assure the tranquility of the neighborhood.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 20th day of June 2008, for the reasons aforesaid that parking regulations on 45th Street through 50th Street in the Brant Beach area from July 29th through August 3rd, 2008 from 4:00 P.M. to 12:00 A.M. have been suspended; and

BE IT FURTHER RESOLVED by the Board of Commissioners of the Township of Long Beach that parking is allowed in the designated spaces at the two public parking areas in Loveladies by the tennis courts; and

BE IT FURTHER RESOLVED that in North Beach the public parking area at the tennis courts is as follows: 1. Parallel parking along the northerly fence is permitted as far as the easterly most fence of the tennis courts. 2. Other parking will be allowed in designated spaces with two spaces reserved for Beach Patrol personnel and two spaces reserved for active tennis players; and

BE IT FURTHER RESOLVED that parking on the south side of 68th Street between Long Beach Boulevard and Ocean Boulevard shall be limited to 15 minutes; and

BE IT FURTHER RESOLVED that parking be prohibited from the intersection of Ocean Blvd. and 69th Street for 158 ft. west of Ocean Blvd.; and

BE IT FURTHER RESOLVED that parking for the Observation Deck on the east side of Ocean Boulevard shall be limited to 2 hours; and

BE IT FURTHER RESOLVED that parking restrictions in the area of Beach Avenue between Pennsylvania and Indiana Avenues in the Beach Haven Terrace section of the Township be suspended on Sunday mornings from 6:00 a.m. until 12:00 p.m.; and

BE IT FURTHER RESOLVED that Maryland Avenue in Beach Haven Terrace be and is hereby designated a one-way street west bound with no turn on red, between Long Beach Blvd. and Beach Avenue; and

BE IT FURTHER RESOLVED that no hoses used by bulkheaders or pile-drivers may be run across any public street, no road openings for service connections may be made; and

BE IT FURTHER RESOLVED that no structure may be temporarily relocated into the public right-of-way; and

BE IT FURTHER RESOLVED, that alleyways less than twenty feet (20') wide shall not be used for thru traffic; and

BE IT FURTHER RESOLVED that the public tennis courts in Holgate will close at 8:00 p.m. and the parks in Holgate and Beach Haven Terrace will close completely at 9:00 p.m. daily until 8:00 a.m. the next day; and

BE IT FURTHER RESOLVED that the aforementioned emergency regulations shall be effective commencing June 22, 2008 through September 1, 2008 except where otherwise specified; and

BE IT LASTLY RESOLVED that the Commissioner of Public Works & Property is hereby specifically directed to post the appropriate signs and designations in those areas when applicable and in those areas described.

RESOLUTION 08-0620.07(b)

WHEREAS, the provisions of N.J.S.A. 39:4-197.2 provide that municipalities may pass ordinances, resolutions or regulations to regulate traffic and parking along and upon any county road or part thereof lying within its corporate limits, in the same manner and to the same extent that it is authorized by law to regulate same upon municipal roads and streets; and

WHEREAS, N.J.S.A. 39:4-197.3 provides that any municipality may, upon the adoption of a resolution declaring that an emergency temporary condition dictates the adoption of a special traffic regulation for a period of effectiveness not to exceed three (3) months past such resolution; and

WHEREAS, during the summer season a temporary emergent condition exists while the Township of Long Beach is inundated in the months of June, July and August with visitors and residents enjoying not only the public beaches but other recreational activities as well; and

WHEREAS, the traffic on Township streets including all side streets as well as Long Beach Boulevard is tremendous during these months; and

WHEREAS, the health and public safety of all the citizens and visitors to the Township is of the utmost importance to the Board of Commissioners of the Township; and

WHEREAS, street hockey, baseball, basketball and other similar games during these months in the public streets is dangerous to the participants as well as vehicle operators; and

WHEREAS, to avoid catastrophic incidences, accidents and potential litigation regarding same, the use of public streets for games playing must be eliminated; and

WHEREAS, Long Beach Township Municipal Code Chapter 135 Section 2 prohibits the use of skate boards and roller skates on any of the public streets running northeast and southwest within the Township of Long Beach; and

WHEREAS, during the summer months, the Township is a resort community and is desirous of utilizing the northeast and southwest streets except for Long Beach Blvd. for recreational use by skate boarders, roller skaters, joggers, walkers, and more than two wheel bicycles along the shoulder area.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 20th day of June 2008 that all street games, whether organized or unorganized, such as, but not limited to, hockey, basketball, softball, kick ball, baseball etc. are hereby prohibited on all public streets within the Township of Long Beach temporarily; and

BE IT FURTHER RESOLVED that skate boards, roller skating, skating of any type, jogging, more than two wheel bicycles, and baby/child transport apparatus are prohibited on the cart-way of Long Beach Blvd., between the Borough of Ship Bottom and the Borough of Beach Haven. All other streets in Long Beach Township are exempted from this prohibition. The aforementioned activities shall abide by prevailing governmental rules and regulations; and

BE IT FURTHER RESOLVED that the aforementioned emergency regulations be effective commencing June 22, 2008 through September 1, 2008.

RESOLUTION 08-0620.07(c)

WHEREAS, the provisions of N.J.S.A. 39:4-197.2 provide that municipalities may pass ordinances, resolutions or regulations to regulate traffic and parking along and upon any county road or part thereof lying within its corporate limits, in the same manner and to the same extent that it is authorized by law to regulate same upon municipal roads and streets; and

WHEREAS, N.J.S.A. 39:4-197.3 provides that any municipality may, upon the adoption of a resolution declaring that an emergency temporary condition dictates the adoption of a special traffic regulation for a period of effectiveness not to exceed three (3) months; and

WHEREAS, the said temporary emergent conditions are a result of the tremendous influx of summer residents, unduly burdening the streets of the Township of Long Beach; and

WHEREAS, Ordinance #04-08C was duly adopted on April 2, 2004 designating through streets in the Township of Long Beach and then filed with the NJ Dept. of Transportation (NJDOT) for their review and adoption required; and

WHEREAS, notification has been received this date from the NJDOT that for various reasons the review/approval process has not been completed.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 20th day of June 2008, for the reasons aforesaid that the designated streets and limits contained in Ordinance #04-08C and attached hereto shall be subject to the provisions of N.J.S.A. 39:4-197.3; and

BE IT FURTHER RESOLVED that the aforementioned emergency regulations shall be effective commencing June 22, 2008 through September 1, 2008.

RESOLUTION 08-0620.07(d)

WHEREAS, the Long Beach Township Board of Commissioners received a request for permission to waive alternate side parking regulations on the following streets for a free movie that shall take place on July 3rd (raindate: July 11th) between the hours of 5:00 p.m. and 11:00 p.m. and a free concert and art show that shall take place on July 24, 2008 between the hours of 11:00 a.m. and 11:00 p.m.:

- Goodrich: entire length
- Brownson: from Long Beach Blvd. to Ocean Blvd.
- Dayton: from Long Beach Blvd. to Ocean Blvd.
- Burwell: from Long Beach Blvd. to Ocean Blvd.
- Coughlin: from Long Beach Blvd. to Ocean Blvd.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach does hereby approve the waiver of parking regulations as described above.

RESOLUTION 08-0620.07(e)

WHEREAS, the Terrace First United Methodist Church scheduled special events wherein temporary conditions will exist causing the need to suspend the no parking regulations on Beach Avenue in the area of New Jersey and Indiana Avenues on:

- **Saturday, June 14, 2008 from 6:00 A.M. to 6:00 P.M.** – Flea Market
- **Friday, July 18, 2008 from 4:00 P.M. to 9:00 P.M.** – Fish Dinner
- **Sunday, July 29, 2008 from 5:00 P.M. to 9:00 P.M.** – Summer Concert and Supper
- **Saturday, October 11, 2008 from 6 A.M. to 6:00 P.M.** - Holiday Bazaar & Food Fest
- **Saturday November 8, 2008 from 4:00 P.M. to 8:00 P.M.** - Roast Pork Dinner

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach does hereby grant permission for the above cited temporary parking allowances as requested.

24. Resolution 08-0620.08: Approve and accept a mitigation payment from a North Beach Haven homeowner

RESOLUTION 08-0620.08

RESOLUTION ACCEPTING A \$25,000.00 MITIGATION PAYMENT FROM KENNETH BERGSTOL IMPOSED BY THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION PURSUANT TO AN ADMINISTRATIVE CONSENT ORDER.

WHEREAS, The Township's Solicitor has been forwarded a copy of an Administrative Consent Order in the matter of Kenneth Bergstol, 475 Route 304, New York City, New York 10956 property known as 214 E. 14th Street, No. Beach Haven; and

WHEREAS, paragraph 10 of the Order provides:

The Respondent agrees to mitigate the loss of dune area authorized above by making a one time mitigation payment to Long Beach Township in the amount of twenty-five thousand dollars (\$25,000.00). Long Beach Township will utilize the funds in part to enhance a beach, dune and/or public access. The Respondent must remit to the

Department proof of this mitigation payment within thirty (30) days of execution of this document. The Long Beach Township Municipal Attorney and/or Clerk is hereby requested to confirm the receipt of this mitigation payment in writing to the Department, attention to Raymond Bukowski at the address in the letterhead.; and

WHEREAS, the address on the letterhead is:

Coastal and Land Use Compliance Enforcement, Toms River Office
1510 Hooper Avenue
Suite 140
Toms River, New Jersey 08753; and

WHEREAS, Board of Commissioners of the Township of Long Beach welcome this mitigation payment to be utilized for the stated purpose of enhancing a beach dune area of the Township and/or a public access across said beach dune area; and

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach, a Municipal Corporation of the State of New Jersey, at a regular meeting held Friday June 20, 2008, that the Board of Commissioners acknowledge the terms of the Administrative Order and instruct the Clerk of the Township of Long Beach to receive the sum of twenty-five thousand dollars (\$25,000.00) and immediately upon receipt thereof to notify the State of New Jersey Department of Environmental Protection Coastal and Land Use Compliance and Enforcement, Toms River Office, 1510 Hooper Avenue, Toms River, New Jersey 08625-0422, attn: Raymond Bukowski immediately upon receipt of the twenty-five thousand dollars (\$25,000.00) payment in collected funds;

BE IT FURTHER RESOLVED, that the Township of Long Beach expresses thanks and appreciation to the Department of Environmental Protection Coastal and Land Use Compliance and Enforcement Section for its continued efforts to aid and facilitate Long Beach Township in securing funds to provide for beach dune enhancement and public access;

BE IT FURTHER RESOLVED, that the Clerk of the Township of Long Beach shall within seven (7) days forward a duly certified copy of this Resolution to the said Raymond Bukowski at the Department of Environmental Protection, Coastal and Land Use Compliance and Enforcement Section at the Toms River Office.

Bonnie Leonetti, Municipal Clerk/Administrator stated this was to mitigate the loss of dune area by making a one time mitigation payment to Long Beach Township in the amount of twenty five thousand dollars (\$25,000.00) that would be used for a beach-related purpose.

25. Resolution 08-0620.09: Approve outdoor seating at dining establishments on a trial basis

RESOLUTION 08-0620.09

RESOLUTION AUTHORIZING A 90 DAY EXPERIMENTAL TRIAL OF OUTDOOR SEATING FOR FOOD AND BEVERAGE SELLING ESTABLISHMENTS LOCATED IN THE TOWNSHIP OF LONG BEACH.

WHEREAS, requests have been received by the Board of Commissioners of The Township of Long Beach, a Municipal Corporation of the State of New Jersey, from a number of food and beverage selling establishments that they be permitted to provide outdoor seating for their customers and clientele; and

WHEREAS, much of the request has been engendered by the strict New Jersey Regulations prohibiting smoking in the interior of buildings which handle food and beverages for dispensation to the public; and

WHEREAS, the Board of Commissioners has studied the matter and has determined that on average approximately 15% of the permitted seats in any food or beverage handling establishment generally are unoccupied as a result of tables for four (4) being occupied by only three (3) persons, tables for two (2) being occupied by only one (1) person and similar situations; and

WHEREAS, the Board of Commissioners is willing to entertain on a trial basis a 90 day experiment whereby food and beverages may be served under certain restrictive conditions without reducing interior seating; and

WHEREAS, the conditions under which the trial or experimental 90 day period will operate are:

1. All outdoor food service shall stop at 10:00 p.m.
2. All outdoor beverage service shall stop at 1:00 a.m.
3. Any establishment applying for a license to participate in the 90 day study shall complete an application supplied by the Township Clerk and submit the same together with a photograph of the area where outdoor service is to be provided.
4. Outdoor seats shall not exceed 15% of legally approved indoor seating.
5. Outdoor seating shall only be permitted in the commercial zone.
6. If three complaints which upon investigation prove to be well founded are received as to any establishment participating in the 90 day program the permit or license for outdoor seating shall be revoked and all outdoor seats shall be removed within 24 hours of receipt of a notice to cease and desist issued by Long Beach Township.
7. All establishments participating in the 90 day program shall be responsible for the behavior of their patrons participating in outdoor seating to see to it that all Township noise regulations are enforced and that good order is maintained.
8. No outdoor seating shall be permitted on any public right of way.

WHEREAS, the Board of Commissioners of the Township of Long Beach believe that the 90 day experiment for outdoor seating may prove beneficial to not only the businesses of Long Beach Township but the residents and visitors to the Township as well.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach at a regular meeting held Friday June 20, 2008 that food and beverage establishments may submit an application to the Township of Long Beach and upon compliance with items 1 through 8 above such application may be approved by the Township Clerk for a period not to exceed 90 days or September 30, 2008, whichever shall first occur.

Bonnie Leonetti, Municipal Clerk/Administrator advised there would a 90-day trial period.

Motion to approve Items 18 - 25:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

26. Resolution 08-0620.10: Authorize "Doctrine of Necessity"

RESOLUTION 08-0620.10

RESOLUTION REGARDING THE NEW JERSEY "DOCTRINE OF NECESSITY" AS THE SAME CONCERNS MAYOR MANCINI'S AND COMMISSIONER GOVE'S ASSOCIATION WITH SOUTHERN OCEAN COUNTY HOSPITAL

WHEREAS, Mayor Mancini and Commissioner Gove are both associated with Southern Ocean County Hospital and would, therefore, normally not vote on matters concerning that institution; and

WHEREAS, Commissioner Bayard alone does not constitute a voting quorum on matters concerning Southern Ocean County Hospital; and

WHEREAS, matters concerning Southern Ocean County Hospital require the vote of the two Commissioners who would normally have a conflict; and

WHEREAS, the "Doctrine of Necessity" is fully explained in *Allen V. Bd of Education*, 233 AF.J. Super. 642 (L. Div. 1989) by Ocean County Assignment Judge Serpentelli; and

WHEREAS, Long Beach Township has received the advice of counsel concerning the propriety of Mayor Mancini and Commissioner Gove voting on such matters pursuant to the New Jersey "Doctrine of Necessity".

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach at the regular meeting of June 20 2008, that during the term of this Board of Commissioners the "Doctrine of Necessity" shall be applied pursuant to the advice of counsel and Mayor Mancini and Commissioner Gove shall, without further advice to the public, vote on matters involving Southern Ocean County Hospital, all pursuant to the opinion of counsel heretofore rendered.

Bonnie Leonetti, Municipal Clerk/Administrator explained both Mayor Mancini and Commissioner Gove were Board members at Southern Ocean County Hospital and would need to invoke the "Doctrine of Necessity" in order to vote on matters pertaining to SOCH.

Motion to approve Item 26:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

LICENSES AND PERMITS

27. Resolution 08-0620.11(a-j): Approve annual renewal of liquor licenses

RESOLUTION 08-0620.11(a)

WHEREAS, Ann, Bob, Carl, Inc. t/a Terrace Tavern, holder of plenary retail consumption license 1517-33-001-002 has made application for renewal of that license for the period July 1, 2008 through June 30, 2009; and

WHEREAS, the Board of Commissioners of the Township of Long Beach has determined that it is in the best interest of the community to renew the liquor license subject to the restrictions herein below set forth.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach at a regular meeting held on Friday, June 20, 2008 that liquor license number 1517-33-001-002, in the name of Ann, Bob, Carl, Inc. t/a Terrace Tavern, shall be and is hereby renewed for the period July 1, 2008 through June 30, 2009, subject to the following conditions:

(1) Payment of the sum of \$1,224.00 to the Township of Long Beach

(2) Subject to the provision that upon ten (10) days notice given by the Board of Commissioners to Ann, Bob, Carl, Inc. t/a Terrace Tavern, the holder of said license number 1517-33-001-002, hereinafter called licensee, the said licensee shall provide security guards as directed by the Board of Commissioners in a number not to exceed four (4) to maintain the peace and order of said licensed establishment and the adjacent parking provided by the licensee for the patrons of that establishment. The security guards to be provided shall be approved in advance by the Chief of Police of Long Beach Township, after they have been fingerprinted, photographed and a security clearance check has been run on said guards by the Long Beach Township Police Department. Off duty police officers employed by any municipality, other than Long Beach, may be cleared without the necessity of fingerprinting and photographing, however, such off-duty police officers shall not be so employed without the prior approval of the Chief of Police of Long Beach Township. Long Beach Township Police officers shall not be so employed. During the ten (10) days following the notice to supply such guards, the licensee may request a public hearing before the Board of Commissioners and show cause why the employment of such security personnel is not necessary, a request for such hearings shall be in writing, delivered to the Clerk of the Township of Long Beach within five (5) days of the receipt of the notice to employ such security personnel. Should the licensee fail to make application for a hearing within the said five (5) day period the licensee shall comply with the orders of the Board of Commissioners. The Board of Commissioners of the Township of Long Beach shall, in determining whether security personnel is necessary, consider recommendations of the Long Beach Township Police Department as to public safety, health, morals, and welfare and requests from surrounding property owners as to the necessity of security personnel, which said requests shall be made only for good cause, which said good cause shall be verified, to the extent possible, by the Police Department of the Township of Long Beach.

RESOLUTION 08-0620.11(b)

WHEREAS, Nardi's LLC., t/a Nardi's, holder of plenary retail consumption license 1517-33-002-005 has made application for renewal of that license for the period July 1, 2008 through June 30, 2009; and

WHEREAS, the Board of Commissioners of the Township of Long Beach has determined that it is in the best interest of the community to renew the liquor license subject to the restrictions hereinbelow set forth.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach at a regular meeting held on Friday, June 20, 2008 that liquor license number 1517-33-002-005, in the name of Nardi's LLC, t/a Nardi's, shall be and is hereby renewed for the period July 1, 2008 through June 30, 2009, subject to the following conditions:

(1) Payment of the sum of \$1,224.00 to the Township of Long Beach;

(2) Subject to the provision that upon ten (10) days notice given by the Board of Commissioners to Nardi's, LLC, t/a Nardi's the holder of said license number 1517-33-002-005, hereinafter called licensee, the said licensee shall provide security guards as directed by the Board of Commissioners in a number not to exceed four (4) to maintain the peace and order of said licensed establishment and the adjacent parking provided by the licensee for the patrons of that establishment. The security guards to be provided shall be approved in advance by the Chief of Police of Long Beach Township, after they have been fingerprinted, photographed and a security clearance check has been run on said guards by the Long Beach Township Police Department. Off duty police officers employed by any municipality, other than Long Beach, may be cleared without the necessity of fingerprinting and photographing, however, such off-duty police officers shall not be so employed without the prior approval of the Chief of Police of Long Beach Township. Long Beach Township Police officers shall not be so employed. During the ten (10) days following the notice to supply such guards, the licensee may request a public hearing before the Board of Commissioners and show cause why the employment of such security personnel is not necessary, a request for such hearings shall be in writing, delivered to the Clerk of the Township of Long Beach within five (5) days of the receipt of the notice to employ such security personnel. Should the licensee fail to make application for a hearing within the said five (5) day period the licensee shall comply with the orders of the Board of Commissioners. The Board of Commissioners of the Township of Long Beach shall, in determining whether security personnel is necessary, consider recommendations of the Long Beach Township Police Department as to public safety, health, morals, and welfare and requests from surrounding property owners as to the necessity of security personnel, which said requests shall be made only for good cause, which said good cause shall be verified, to the extent possible, by the Police Department of the Township of Long Beach.

RESOLUTION 08-0620.11(c)

WHEREAS, 8200 Boulevard Corp., t/a Kubel's Too, holder of plenary retail consumption license with broad package privilege 1517-32-003-005 has made application for renewal of that license for the period July 1, 2008 through June 30, 2009; and

WHEREAS, the Board of Commissioners of the Township of Long Beach has determined that it is in the best interest of the community to renew the liquor license subject to the restrictions hereinbelow set forth.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach at a regular meeting held on Friday, June 20, 2008 that liquor license number 1517-32-003-005, in the name of 8200 Boulevard Corp., t/a Kubel's Too, shall be and is hereby renewed for the period July 1, 2008 through June 30, 2009, subject to the following conditions:

(1) Payment of the sum of \$1,224.00 to the Township of Long Beach;

(2) Subject to the provision that upon ten (10) days notice given by the Board of Commissioners to 8200 Boulevard Corp., t/a Kubel's Too, the holder of said license number 1517-32-003-005, hereinafter called licensee, the said licensee shall provide security guards as directed by the Board of Commissioners in a number not to exceed four (4) to maintain the peace and order of said licensed establishment and the adjacent parking provided by the licensee for the patrons of that establishment. The security guards to be provided shall be approved in advance by the Chief of Police of Long Beach Township, after they have been fingerprinted, photographed and a security clearance check has been run on said guards by the Long Beach Township Police Department. Off duty police officers employed by any municipality, other than Long Beach, may be cleared without the necessity of fingerprinting and photographing, however, such off-duty police officers shall not be so employed without the prior approval of the Chief of Police of Long Beach Township. Long Beach Township Police Officers shall not be so employed. During the ten (10) days following the notice to supply such guards, the licensee may request a public hearing before the Board of Commissioners and show cause why the employment of such security personnel is not necessary, a request for such hearings shall be in writing, delivered to the Clerk of the Township of Long Beach within five (5) days of the receipt of the notice to employ such security personnel. Should the licensee fail to make application for a hearing within the said five (5) day period the licensee shall comply with the orders of the Board of Commissioners. The Board of Commissioners of the Township of Long Beach shall, in determining whether security personnel is necessary, consider recommendations of the Long Beach Township Police Department as to public safety, health, morals, and welfare and requests from surrounding property owners as to the necessity of security personnel, which said requests shall be made only for good cause, which said good cause shall be verified, to the extent possible, by the Police Department of the Township of Long Beach.

RESOLUTION 08-0620.11(d)

WHEREAS, Beach Haven Wines & Liquors, LLC, t/a Fritzie's Wines & Liquors, holder of plenary retail distribution license 1517-44-004-004 has made application for renewal of that license for the period July 1, 2008 through June 30, 2009; and

WHEREAS, the Board of Commissioners of the Township of Long Beach has determined that it is in the best interest of the community to renew the liquor license subject to the restrictions hereinbelow set forth.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach at a regular meeting held on Friday, June 20, 2008 that liquor license number 1517-44-004-004, in the name of Beach Haven Wines & Liquors, LLC, t/a Fritzie's Wines & Liquors hereby renewed for the period July 1, 2008 through June 30, 2009, subject to the following conditions:

(1) Payment of the sum of \$1,224.00 to the Township of Long Beach;

(2) Subject to the provision that upon ten (10) days notice given by the Board of Commissioners to Beach Haven Wines & Liquors, LLC, t/a Fritzie's Wines & Liquors, the holder of said license number 1517-44-

004-004, hereinafter called licensee, the said licensee shall provide security guards as directed by the Board of Commissioners in a number not to exceed four (4) to maintain the peace and order of said licensed establishment and the adjacent parking provided by the licensee for the patrons of that establishment. The security guards to be provided shall be approved in advance by the Chief of Police of Long Beach Township, after they have been fingerprinted, photographed and a security clearance check has been run on said guards by the Long Beach Township Police Department. Off duty police officers employed by any municipality, other than Long Beach, may be cleared without the necessity of fingerprinting and photographing, however, such off-duty police officers shall not be so employed without the prior approval of the Chief of Police of Long Beach Township. Long Beach Township Police officers shall not be so employed. During the ten (10) days following the notice to supply such guards, the licensee may request a public hearing before the Board of Commissioners and show cause why the employment of such security personnel is not necessary, a request for such hearings shall be in writing, delivered to the Clerk of the Township of Long Beach within five (5) days of the receipt of the notice to employ such security personnel. Should the licensee fail to make application for a hearing within the said five (5) day period the licensee shall comply with the orders of the Board of Commissioners. The Board of Commissioners of the Township of Long Beach shall, in determining whether security personnel is necessary, consider recommendations of the Long Beach Township Police Department as to public safety, health, morals, and welfare and requests from surrounding property owners as to the necessity of security personnel, which said requests shall be made only for good cause, which said good cause shall be verified, to the extent possible, by the Police Department of the Township of Long Beach.

RESOLUTION 08-0620.11(e)

WHEREAS, Felten Enterprises, Inc., t/a Hudson House Bar, holder of plenary retail consumption license 1517-33-005-003 has made application for renewal of that license for the period July 1, 2008 through June 30, 2009; and

WHEREAS, the Board of Commissioners of the Township of Long Beach has determined that it is in the best interest of the community to renew the liquor license subject to the restrictions hereinbelow set forth.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach at a regular meeting held on Friday, June 20, 2008 that liquor license number 1517-33-005-003, in the name of Felten Enterprises, Inc. t/a Hudson House Bar, shall be and is hereby renewed for the period July 1, 2008 through June 30, 2009, subject to the following conditions:

- (1) Payment of the sum of \$1,224.00 to the Township of Long Beach
- (2) Subject to the provision that upon ten (10) days notice given by the Board of Commissioners to Felten Enterprises, Inc. t/a Hudson House Bar, the holder of said license number 1517-33-005-003, hereinafter called licensee, the said licensee shall provide security guards as directed by the Board of Commissioners in a number not to exceed four (4) to maintain the peace and order of said licensed establishment and the adjacent parking provided by the licensee for the patrons of that establishment. The security guards to be provided shall be approved in advance by the Chief of Police of Long Beach Township, after they have been fingerprinted, photographed and a security clearance check has been run on said guards by the Long Beach Township Police Department. Off duty police officers employed by any municipality, other than Long Beach, may be cleared without the necessity of fingerprinting and photo-graphing, however, such off-duty police officers shall not be so employed without the prior approval of the Chief of Police of Long Beach Township. Long Beach Township Police officers shall not be so employed. During the ten (10) days following the notice to supply such guards, the licensee may request a public hearing before the Board of Commissioners and show cause why the employment of such security personnel is not necessary, a request for such hearings shall be in writing, delivered to the Clerk of the Township of Long Beach within five (5) days of the receipt of the notice to employ such security personnel. Should the licensee fail to make application for a hearing within the said five (5) day period the licensee shall comply with the orders of the Board of Commissioners. The Board of Commissioners of the Township of Long Beach shall, in determining whether security personnel is necessary, consider recommendations of the Long Beach Township Police Department as to public safety, health, morals, and welfare and requests from surrounding property owners as to the necessity of security personnel, which said requests shall be made only for good cause, which said good cause shall be verified, to the extent possible, by the Police Department of the Township of Long Beach.

RESOLUTION 08-0620.11(f)

WHEREAS, Woolley Holding Co., t/a Spray Beach Motor Inn, holder of plenary retail consumption license with hotel / motel exception 1517-36-007-001 has made application for renewal of that license for the period July 1, 2008 through June 30, 2009; and

WHEREAS, the Board of Commissioners of the Township of Long Beach has determined that it is in the best interest of the community to renew the liquor license subject to the restrictions hereinbelow set forth.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach at a regular meeting held on Friday, June 20, 2008 that liquor license number 1517-36-007-001, in the name of Woolley Holding Co., t/a Spray Beach Motor Inn, shall be and is hereby renewed for the period July 1, 2008 through June 30, 2009, subject to the following conditions:

- (1) Payment of the sum of \$1,224.00 to the Township of Long Beach;
- (2) Subject to the provision that upon ten (10) days notice given by the Board of Commissioners to Woolley Holding Co., t/a Spray Beach Motor Inn, the holder of said license number 1517-36-007-001, hereinafter called licensee, the said licensee shall provide security guards as directed by the Board of Commissioners in a number not to exceed four (4) to maintain the peace and order of said licensed establishment and the adjacent parking provided by the licensee for the patrons of that establishment. The security guards to be provided shall be approved in advance by the Chief of Police of Long Beach Township, after they have been fingerprinted, photographed and a security clearance check has been run on said guards by the Long Beach Township Police Department. Off duty police officers employed by any municipality, other than Long Beach, may be cleared without the necessity of fingerprinting and

photographing, however, such off-duty police officers shall not be so employed without the prior approval of the Chief of Police of Long Beach Township. Long Beach Township Police Officers shall not be so employed. During the ten (10) days following the notice to supply such guards, the licensee may request a public hearing before the Board of Commissioners and show cause why the employment of such security personnel is not necessary, a request for such hearings shall be in writing, delivered to the Clerk of the Township of Long Beach within five (5) days of the receipt of the notice to employ such security personnel. Should the licensee fail to make application for a hearing within the said five (5) day period the licensee shall comply with the orders of the Board of commissioners. The Board of Commissioners of the Township of Long Beach shall, in determining whether security personnel is necessary, consider recommendations of the Long Beach Township Police Department as to public safety, health, morals, and welfare and requests from surrounding property owners as to the necessity of security personnel, which said requests shall be made only for good cause, which said good cause shall be verified, to the extent possible, by the Police Department of the Township of Long Beach.

RESOLUTION 08-0620.11(g)

WHEREAS, Brant Beach Yacht Club, holder of club license 1517-31-008-001 has made application for renewal of that license for the period July 1, 2008 through June 30, 2009; and

WHEREAS, the Board of Commissioners of the Township of Long Beach has determined that it is in the best interest of the community to renew the liquor license subject to the restrictions hereinbelow set forth.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach at a regular meeting held on Friday, June 20, 2008 that liquor license number 1517-31-008-001, in the name of Brant Beach Yacht Club, shall be and is hereby renewed for the period July 1, 2008 through June 30, 2009, subject to the following conditions:

- (1) Payment of the sum of \$150.00 to the Township of Long Beach
- (2) Subject to the provision that upon ten (10) days notice given by the Board of Commissioners to Brant Beach Yacht Club the holder of said license number 1517-31-008-001, hereinafter called licensee, the said licensee shall provide security guards as directed by the Board of Commissioners in a number not to exceed four (4) to maintain the peace and order of said licensed establishment and the adjacent parking provided by the licensee for the patrons of that establishment. The security guards to be provided shall be approved in advance by the Chief of Police of Long Beach Township, after they have been fingerprinted, photographed and a security clearance check has been run on said guards by the Long Beach Township Police Department. Off duty police officers employed by any municipality, other than Long Beach, may be cleared without the necessity of fingerprinting and photographing, however, such off-duty police officers shall not be so employed without the prior approval of the Chief of Police of Long Beach Township. Long Beach Township Police officers shall not be so employed. During the ten (10) days following the notice to supply such guards, the licensee may request a public hearing before the Board of Commissioners and show cause why the employment of such security personnel is not necessary, a request for such hearings shall be in writing, delivered to the Clerk of the Township of Long Beach within five (5) days of the receipt of the notice to employ such security personnel. Should the licensee fail to make application for a hearing within the said five (5) day period the licensee shall comply with the orders of the Board of Commissioners. The Board of Commissioners of the Township of Long Beach shall, in determining whether security personnel is necessary, consider recommendations of the Long Beach Township Police Department as to public safety, health, morals, and welfare and requests from surrounding property owners as to the necessity of security personnel, which said requests shall be made only for good cause, which said good cause shall be verified, to the extent possible, by the Police Department of the Township of Long Beach.

RESOLUTION 08-0620.11(h)

WHEREAS, Barnegat Light Post #3729, Veteran's of Foreign Wars, Inc., holder of club license 1517-31-009-001 has made application for renewal of that license for the period July 1, 2008 through June 30, 2009; and

WHEREAS, the Board of Commissioners of the Township of Long Beach has determined that it is in the best interest of the community to renew the liquor license subject to the restrictions herein below set forth.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach at a regular meeting held on Friday, June 20, 2008 that liquor license number 1517-31-009-001, in the name of Barnegat Light Post #3729, Veteran's of Foreign Wars, Inc., shall be and is hereby renewed for the period July 1, 2008 through June 30, 2009, subject to the following conditions:

- (1) Payment of the sum of \$150.00 to the Township of Long Beach;
- (2) Subject to the provision that upon ten (10) days notice given by the Board of Commissioners to Barnegat Light Post #3729, Veteran's of Foreign Wars, Inc., the holder of said license number 1517-31-009-001, hereinafter called licensee, the said licensee shall provide security guards as directed by the Board of Commissioners in a number not to exceed four (4) to maintain the peace and order of said licensed establishment and the adjacent parking provided by the licensee for the patrons of that establishment. The security guards to be provided shall be approved in advance by the Chief of Police of Long Beach Township, after they have been fingerprinted, photographed and a security clearance check has been run on said guards by the Long Beach Township Police Department. Off duty police officers employed by any municipality, other than Long Beach, may be cleared without the necessity of fingerprinting and photographing, however, such off-duty police officers shall not be so employed without the prior approval of the Chief of Police of Long Beach Township. Long Beach Township Police officers shall not be so employed. During the ten (10) days following the notice to supply such guards, the licensee may request a public hearing before the Board of Commissioners and show cause why the employment of such security personnel is not necessary, a request for such hearings shall be in writing, delivered to the Clerk of the Township of Long Beach within five (5) days of the receipt of the notice to employ such security personnel. Should the licensee fail to make application for a hearing within the said five (5) day period the licensee shall comply with the orders of the Board of Commissioners. The Board of

Commissioners of the Township of Long Beach shall, in determining whether security personnel is necessary, consider recommendations of the Long Beach Township Police Department as to public safety, health, morals, and welfare and requests from surrounding property owners as to the necessity of security personnel, which said requests shall be made only for good cause, which said good cause shall be verified, to the extent possible, by the Police Department of the Township of Long Beach.

RESOLUTION 08-0620.11(i)

WHEREAS, Haven Beach Association holder of club license 1517-31-010-001 has made application for renewal of that license for the period July 1, 2008 through June 30, 2009; and

WHEREAS, the Board of Commissioners of the Township of Long Beach has determined that it is in the best interest of the community to renew the liquor license subject to the restrictions hereinbelow set forth.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach at a regular meeting held on Friday, June 20, 2008 that liquor license number 1517-31-010-001, in the name of Haven Beach Association shall be and is hereby renewed for the period July 1, 2008 through June 30, 2009, subject to the following conditions:

- (1) Payment of the sum of \$150.00 to the Township of Long Beach;
- (2) Subject to the provision that upon ten (10) days notice given by the Board of Commissioners to Haven Beach Association the holder of said license number 1517-31-010-001 hereinafter called licensee, the said licensee shall provide security guards as directed by the Board of Commissioners in a number not to exceed four (4) to maintain the peace and order of said licensed establishment and the adjacent parking provided by the licensee for the patrons of that establishment. The security guards to be provided shall be approved in advance by the Chief of Police of Long Beach Township, after they have been fingerprinted, photographed and a security clearance check has been run on said guards by the Long Beach Township Police Department. Off duty police officers employed by any municipality, other than Long Beach, may be cleared without the necessity of fingerprinting and photographing, however, such off-duty police officers shall not be so employed without the prior approval of the Chief of Police of Long Beach Township. Long Beach Township Police officers shall not be so employed. During the ten (10) days following the notice to supply such guards, the licensee may request a public hearing before the Board of Commissioners and show cause why the employment of such security personnel is not necessary, a request for such hearings shall be in writing, delivered to the Clerk of the Township of Long Beach within five (5) days of the receipt of the notice to employ such security personnel. Should the licensee fail to make application for a hearing within the said five (5) day period the licensee shall comply with the orders of the Board of Commissioners. The Board of Commissioners of the Township of Long Beach shall, in determining whether security personnel is necessary, consider recommendations of the Long Beach Township Police Department as to public safety, health, morals, and welfare and requests from surrounding property owners as to the necessity of security personnel, which said requests shall be made only for good cause, which said good cause shall be verified, to the extent possible, by the Police Department of the Township of Long Beach.

RESOLUTION 08-0620.11(j)

WHEREAS, Spray Beach Yacht Club, holder of plenary retail consumption license 1517-31-012-001 has made application for renewal of that license for the period July 1, 2008 through June 30, 2009; and

WHEREAS, the Board of Commissioners of the Township of Long Beach has determined that it is in the best interest of the community to renew the liquor license subject to the restrictions hereinbelow set forth.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach at a regular meeting held on Friday, June 20, 2008 that liquor license number 1517-31-012-001, in the name of Spray Beach Yacht Club, shall be and is hereby renewed for the period July 1, 2008 through June 30, 2009, subject to the following conditions:

- (1) Payment of the sum of \$150.00 to the Township of Long Beach
- (2) Subject to the provision that upon ten (10) days notice given by the Board of Commissioners to Spray Beach Yacht Club the holder of said license number 1517-31-012-001, hereinafter called licensee, the said licensee shall provide security guards as directed by the Board of Commissioners in a number not to exceed four (4) to maintain the peace and order of said licensed establishment and the adjacent parking provided by the licensee for the patrons of that establishment. The security guards to be provided shall be approved in advance by the Chief of Police of Long Beach Township, after they have been fingerprinted, photographed and a security clearance check has been run on said guards by the Long Beach Township Police Department. Off duty police officers employed by any municipality, other than Long Beach, may be cleared without the necessity of fingerprinting and photographing, however, such off-duty police officers shall not be so employed without the prior approval of the Chief of Police of Long Beach Township. Long Beach Township Police Officers shall not be so employed. During the ten (10) days following the notice to supply such guards, the licensee may request a public hearing before the Board of Commissioners and show cause why the employment of such security personnel is not necessary, a request for such hearings shall be in writing, delivered to the Clerk of the Township of Long Beach within five (5) days of the receipt of the notice to employ such security personnel. Should the licensee fail to make application for a hearing within the said five (5) day period the licensee shall comply with the orders of the Board of Commissioners. The Board of Commissioners of the Township of Long Beach shall, in determining whether security personnel is necessary, consider recommendations of the Long Beach Township Police Department as to public safety, health, morals, and welfare and requests from surrounding property owners as to the necessity of security personnel, which said requests shall be made only for good cause, which said good cause shall be verified, to the extent possible, by the Police Department of the Township of Long Beach.

Bonnie Leonetti, Municipal Clerk/Administrator advised the number and type of licenses that were being renewed.

28. Resolution 08-0620.12: Approve a Social Event permit:
Block party on East Burwell Ave. on July 4th

RESOLUTION 08-0620.12

WHEREAS, in response to homeowners requests for the following:

1) Permission to close E. Burwell Avenue, between Ocean Blvd. and Long Beach Blvd. from 3:00 p.m. to 9:00 p.m. leaving a lane open for emergency vehicles on July 4, 2008 for a block party.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach does hereby grant permission for the above cited temporary closure as requested with provisions for a lane for emergency vehicles and flashing lights on barriers from dusk to close of event.

Motion to approve Items 27 & 28:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

CONTRACTS

29. Resolution 08-0620.13: Approve an Interlocal Agreement with the Seaside Park Police Department for MDT services

RESOLUTION 08-0620.13

RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE LONG BEACH TOWNSHIP POLICE DEPARTMENT TO ACT AS LEAD AGENCY REGARDING INTERLOCAL SERVICES AGREEMENTS WITH VARIOUS LAW ENFORCEMENT AGENCIES FOR MOBIL DATA TERMINAL LOOK-UP SERVICES

WHEREAS, the Interlocal Services Act., N.J.S.A. 40:8A-1 et seq. authorizes the Township of Long Beach to enter into contracts for the provision of certain governmental services with other municipalities; and

WHEREAS, N.J.S.A. 40:8A-4 requires such contracts to be authorized by resolution; and

WHEREAS, the Long Beach Township Police Department operates and maintains a server-based Mobile Data Terminal system to link mobile computers to agency systems in order to increase the sworn officers' ability to perform report and record checks in the field; and

WHEREAS, it is the desire of the governing body to authorize the Long Beach Township Police Department to execute an interlocal government services agreement, effective through December 31, 2008, for the aforesaid services with the following agency at a rate of \$75.00 per Mobile Data Terminal or other device connected to the MDT system server:

- Borough of Seaside Park Police Department

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 the Mayor and Municipal Clerk are hereby authorized to execute an interlocal government service agreement with the abovementioned agency and with other municipalities that may desire participation in accordance with the provisions of law. A copy of said agreement is attached hereto and made a part hereof as Schedule A.
2. That a copy of the agreement referenced herein shall be kept on file and made available for public inspection at the Municipal Clerk's office during normal business hours.

Bonnie Leonetti, Municipal Clerk/Administrator stated there were (5) terminals at \$75.00 per terminal and the agreement would be effective through December 31, 2008.

Motion to approve Item 29:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

FINANCIAL APPROVALS

30. Resolution 08-0620.14: Approve a change in title and text:

From Local Matching Funds for Grants to Recycling Mini Grant – Local Share

RESOLUTION 08-0620.14

WHEREAS, N.J.S. 40A:4-85 provides that the Director of the Division of Local Government Services may, at the request of, or with the consent of, the governing body of any county or municipality, make such correction of the title, text or amount of any appropriation appearing in the budgets as may be necessary to make said item of appropriation available for the purpose or purposes required for the needs of any such county or municipality.

NOW, THEREFORE, BE IT RESOLVED that in accordance with the provisions of N.J.S. 40A:4-85, the Board of Commissioners of the Township of Long Beach, County of Ocean, hereby requests the Director of the Division of Local Government Services to make the following corrections in the budget of the year 2008:

To transfer \$15,000 FROM Local Matching Funds for Grants TO Recycling Mini Grant – Local Share to satisfy the required local participation.

	<u>From</u>	<u>To</u>
Local Matching Funds for Grants	\$16,100	1,100
Recycling Mini Grant – Local Share	-0-	15,000

BE IT FURTHER RESOLVED that the foregoing correction is, in the opinion of the governing body, warranted and authorized by the statute above referred to, and is necessary for the orderly operation of the municipality for the reasons hereinafter set forth:

To provide the necessary Local matching Share for a Recycling Mini Grant.

ROLL CALL: Ayes Nays Abstain
Bayard
Gove
Mancini

31. Resolution 08-0620.15(a-d): Approve various actions pertaining to Maintenance Bonds and Performance Bonds
- a. Release Maintenance Bond: LUB 48-03
 - b. Release Maintenance Bond: LUB 05-04
 - c. Extend Performance Bond: LUB 41-05
 - d. Extend Performance Bond: LUB 11-06

RESOLUTION 08-0620.15(a)

WHEREAS, the Township of Long Beach, pursuant to Resolution 06-0519.07(a), accepted a Maintenance Bond in the amount of Six Thousand Three Hundred Fifty Dollars (\$6,350.00) plus accrued interest for a Major Site Plan LUB-48-03-P-F, Block 4.12, Lots 6, 7, 8 & 9 (North Beach Haven, NJ).

WHEREAS, the Municipal Engineer of the Township of Long Beach inspected Subdivision No. LUB-48-03-P-F on June 9, 2008 and has recommended the release of the Maintenance Bond in the amount of Six Thousand Three Hundred Fifty Three Dollars (\$6,350.00) plus accrued interest.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners authorizes the release, as per the certification and recommendation of the Municipal Engineer, of the Maintenance Bond in the amount of Six Thousand Three Hundred Fifty Dollars (\$6,350.00) plus accrued interest.

RESOLUTION 08-0620.15(b)

WHEREAS, the Township of Long Beach, pursuant to Resolution 06-0623.23, accepted a Maintenance Bond in the amount of Three Thousand Three Hundred Dollars (\$3,300.00) for a Minor Subdivision LUB-5-04, Block 12.06, Lot 1 (Peahala Park, NJ).

WHEREAS, the Municipal Engineer of the Township of Long Beach inspected Subdivision No. LUB-5-04 on June 9, 2008 and has recommended the release of the Maintenance Bond in the amount of Three Thousand Three Hundred Dollars (\$3,300.00).

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners authorizes the release, as per the certification and recommendation of the Municipal Engineer, of the Maintenance Bond in the amount of Three Thousand Three Hundred Dollars (\$3,300.00).

RESOLUTION 08-0620.15(c)

WHEREAS, the Township of Long Beach received, pursuant to Resolution 06-0721.14, Commerce Bank Check #805-02588 in the amount of Forty Six Thousand Seven Hundred Seventy Two Dollars (\$46,722.00) as a Performance Bond for Sub-division Application #LUB-41-05, Block 4.45, Lots 1 & 1.01 (2000 Waverly Avenue, North Beach Haven); and

WHEREAS, upon inspection of the property by the Township Engineer it has been determined that work items have not been started and he recommends the Performance Bond be extended for one year to June 20, 2009.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners approves the extension of this Performance Bond as recommended by the Township Engineer.

RESOLUTION 08-0620.15(d)

WHEREAS, the Township of Long Beach received, pursuant to Resolution 06-0707.11, Check #1046 in the amount of Ten Thousand Two Hundred Thirty Dollars (\$10,230.00) as a Performance Bond for Sub-division Application #LUB-11-06, Block 15.102, Lots 1 & 2, and Block 15.106, Lots 1, 17 & 18 (4401 Long Beach Blvd., Brant Beach); and

WHEREAS, upon inspection of the property by the Township Engineer it has been determined that work items have not been started and he recommends the Performance Bond be extended for one year to June 20, 2009.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners approves the extension of this Performance Bond as recommended by the Township Engineer.

32. Resolution 08-0620.16: Approve Bills & Payroll

Bills in the amount of:	\$782,881.66
Payrolls in the amount of:	\$424,562.29

RESOLUTION 08-0620.16

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 \$424,562.29.

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 \$782,881.66 be and the same are hereby authorized to be paid on June 20, 2008.

2. The said approved payroll amounting to the sum of \$424,562.29 be and the same are hereby authorized to be paid on June 20, 2008.

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 30 - 32:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

Mayor Mancini abstained on Southern Ocean County Hospital vouchers.

Commissioner Gove voted, by Doctrine of Necessity, on Southern Ocean County Hospital vouchers.

Mayor Mancini stated the Tax Collector and Treasurer's Reports for the month of May 2008 were on file in the Municipal Clerk's Office.

COMMISSIONERS' REPORTS

Commissioner Bayard noted the beaches would officially open on Sunday, June 22nd. He stated the Public Works Department had worked hard to restore them to good condition after the recent storms. He felt this would be a successful season.

Commissioner Gove explained the final reimbursement required from the SHARE Grant regarding dispatching services with the Borough of Beach Haven had been submitted and would aid to offset costs for the project. She announced the Reverse 9-1-1 system would be operational within the next few weeks. She asked members of the media to publicize upcoming events at the municipal complex sponsored by the Long Beach Township Activities Committee; July 3rd free movie, July 24th free concert and art show.

Mayor Mancini announced the next meetings of the Board of Commissioners and the Land Use Board. He updated the public on traffic issues concerning Ocean Boulevard and Beach Avenue. He stated correspondence would be sent to local contractors requesting these roads be used minimally by them. The Mayor advised applications for outdoor seating would be available starting June 23rd. He noted an anti-fireworks campaign would be in effect for the summer season. He wished everyone a enjoyable summer season.

OPEN PUBLIC SESSION

Patrick Moeller / Beach Haven Park asked who was using former Commissioner Palmer's vehicle. He requested municipally owned vehicles not be parked in proximity to the ocean as the likelihood of salt air damage would increase.

Mayor Mancini advised Andrew Baran, Public Works Assistant Supervisor, was using the vehicle.

Commissioner Bayard added the vehicle would be made available to all municipal departments for work-related purposes.

Bob Burns / Beach Haven Park complained of excessive dust and sand on his property due to nearby construction. He asked that a sprinkler truck be used by the contractor to reduce the accumulation of dust and sand.

Mayor Mancini explained wind dried the sand quickly and the sprinkler truck would not be effective. He promised to look-into the problem for a possible alternate solution(s).

Robert Carpenter / Brant Beach was concerned that outdoor dining could cause a "quality of life" issue for adjacent property owners.

Mayor Mancini stated he would take any complaint on an individual basis to be resolved accordingly.

Mary Ellen Bigham / Loveladies asked the role of the Land Use Board regarding the approval for outdoor seating.

Mayor Mancini advised he and Commissioner Gove had presented the idea at the recent Land Use Board meeting. All Land Use Board members agreed to the 90 day trial.

Bill Knarre / Brant Beach asked that former Commissioner Palmer's municipal vehicle be lettered with Long Beach Township identifiers. He explained the Neighborhood Watch Program would take an active role assisting the Police Department in the curtailment of fireworks activity during the 2008 summer season.

Dick Jeffries / Beach Haven Terrace requested the Board of Commissioners exert pressure on the Department of Environmental Protection to ease restrictions pertaining to the beach replenishment project.

Peter Trainor / North Beach Haven provided details regarding beach replenishment funding.

Bill Hutson / Holgate was happy that outdoor seating was approved for the 90 day trial period, and was pleased with the condition of the beaches and the Holgate public parking lot. He added the beach wheelchair program was very beneficial to the public. He felt the Mayor and Commissioners were doing a great job.

Jim DeCicco / Haven Beach asked for the status of a tabled ordinance pertaining to boat and trailer parking/storage on private property.

Mayor Mancini noted the new Board of Commissioners had not yet discussed the issue, but would be doing so in the near future.

CLOSE PUBLIC SESSION

Motion for adjournment at: 5:01 p.m.

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

Bonnie M. Leonetti, RMC, CMC
Municipal Clerk

Joseph H. Mancini, Mayor

DiAnne C. Gove, Comm.

Ralph H. Bayard, Comm.