

MINUTES
REGULAR SESSION BOARD OF COMMISSIONERS JANUARY 24, 2014
Flag Salute

Meeting came to order: 4:04 p.m.

Clerk called the roll: Mayor Joseph H. Mancini PRESENT
 Commissioner Ralph H. Bayard PRESENT
 Commissioner Joseph P. Lattanzi PRESENT

Also in attendance: Lynda J. Wells, Municipal Clerk
 Teresa S. Sgro, Deputy Municipal Clerk

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 and the ASBURY PARK PRESS on January 9th, 2014; and filed with the Municipal Clerk.

Motion: To dispense with the reading of the minutes of the January 10, 2014 meeting and to approve the same as recorded in the minute book:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

AGENDA

ORDINANCES & PUBLIC HEARINGS

1. Second Reading Ordinance 14-01: **BOND ORDINANCE AUTHORIZING THE REPLACEMENT AND/OR REPAIR OF SANITARY SEWER LINES AND THE HOLGATE PUMP STATION DAMAGED BY SUPERSTORM SANDY IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$4,400,000 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 \$4,400,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Passed on first reading at a regular meeting held on January 10, 2014 and advertised in the ASBURY PARK PRESS issue of January 17, 2014.

BE IT ORDAINED by the Board of Commissioners of the Township of Long Beach, County of Ocean, New Jersey (not less than two-thirds of all the members thereof affirmatively concurring), pursuant to the provisions of the Local Bond Law, constituting Chapter 169 of the Laws of 1960 of the State of New Jersey, as amended and supplemented ("Local Bond Law"), as follows:

Section 1. The purpose described in Section 7 hereof is hereby authorized as a general improvement to be made or acquired by the Township of Long Beach, County of Ocean, New Jersey ("Township").

Section 2. It is hereby found, determined and declared as follows:

(a) the estimated amount to be raised by the Township from all sources for the purpose stated in Section 7 hereof is \$4,400,000; and

(b) the estimated amount of bonds or bond anticipation notes to be issued for the purpose stated in Section 7 hereof is \$4,400,000.

Section 3. The sum of \$4,400,000, to be raised by the issuance of bonds or bond anticipation notes, is hereby appropriated for the purpose stated in this bond ordinance ("Bond Ordinance").

Section 4. The issuance of negotiable bonds of the Township in an amount not to exceed \$4,400,000 to finance the costs of the purpose described in Section 7 hereof is hereby authorized. Said bonds shall be sold in accordance with the requirements of the Local Bond Law.

Section 5. In order to temporarily finance the purpose described in Section 7 hereof, the issuance of bond anticipation notes of the Township in an amount not to exceed \$4,400,000 is hereby authorized. Pursuant to the Local Bond Law, the Chief Financial Officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver the same to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their date to delivery thereof. The Chief Financial Officer is hereby directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this Bond Ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 6. The amount of the proceeds of the obligations authorized by this Bond Ordinance which may be used for the payment of interest on such obligations, accounting, engineering, legal fees and other items as provided in Section 20 of the Local Bond Law, *N.J.S.A. 40A:2-20*, shall not exceed the sum of \$850,000.

Section 7. The improvement hereby authorized and the purpose for which said obligations are to be issued; the estimated costs of said purpose; the amount of down payment for said purpose; the maximum amount obligations to be issued for said purpose and the period of usefulness of said purpose within the limitations of the Local Bond Law are as follows:

<u>Purpose/Improvement</u>	<u>Estimate d Total Cost</u>	<u>Down Payme nt</u>	<u>Amount of Obligatio ns</u>	<u>Period of Usefulne ss</u>
A. Replacement and/or Repair of Sanitary Sewer Lines and the Holgate Pump Station, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$4,400,000	\$0	\$4,400,000	40 years

Section 8. The supplemental debt statement provided for in Section 10 of the Local Bond Law, *N.J.S.A. 40A:2-10*, was duly filed in the office of the Clerk prior to the passage of this Bond Ordinance on first reading and a complete executed duplicate original thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. The supplemental debt statement shows that the gross debt of the Township, as defined in Section 43 of the Local Bond Law, *N.J.S.A. 40A:2-43*, is increased by this Bond Ordinance by \$4,400,000 and that the obligations authorized by this Bond Ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 9. Grants or other monies received from any governmental entity, if any, will be applied to the payment of or repayment of obligations issued to finance the costs of the improvement described in Section 7 above.

Section 10. The full faith and credit of the Township are irrevocably pledged to the punctual payment of the principal of and interest on the bonds or bond anticipation notes authorized by this Bond Ordinance, and to the extent payment is not otherwise provided, the Township shall levy ad valorem taxes on all taxable real property without limitation as to rate or amount for the payment thereof.

Section 11. The Capital Budget is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency therewith, and the resolution promulgated by the Local Finance Board showing full detail of the amended Capital Budget and Capital Program as approved by the Director of the Division of Local Government Services, is on file with the Clerk and available for inspection.

Section 12. The Township hereby declares its intent to reimburse itself from the proceeds of the bonds or bond anticipation notes authorized by this Bond Ordinance pursuant to Income Tax Regulation Section 1.150-2(e), promulgated under the Internal Revenue Code of 1986, as amended ("Code"), for "original expenditures", as defined in Income Tax Regulation Section 1.150-2(c)(2), made by the Township prior to the issuance of such bonds or bond anticipation notes.

Section 13. The Township hereby covenants as follows:

(a) it shall take all actions necessary to ensure that the interest paid on the bonds or bond anticipation notes authorized by this Bond Ordinance is exempt from the gross income of the owners thereof for federal income taxation purposes, and will not become a specific item of tax preference pursuant to Section 57(a)(5) of the Code;

(b) it will not make any use of the proceeds of the bonds or bond anticipation notes or do or suffer any other action that would cause the bonds or bond anticipation notes to be "arbitrage bonds" as such term is defined in Section 148(a) of the Code and the Regulations promulgated thereunder;

(c) it shall calculate or cause to be calculated and pay, when due, the rebatable arbitrage with respect to the "gross proceeds" (as such term is used in Section 148(f) of the Code) of the bonds or bond anticipation notes;

(d) it shall timely file with the Internal Revenue Service, such information report or reports as may be required by Sections 148(f) and 149(e) of the Code; and

(e) it shall take no action that would cause the bonds or bond anticipation notes to be "federally guaranteed" within the meaning of Section 149(b) of the Code.

Section 14. The improvement authorized hereby is not a current expense and is an improvement that the Township may lawfully make. No part of the cost of the improvement authorized hereby has been or shall be specially assessed on any property specially benefited thereby.

Section 15. All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 16. In accordance with the Local Bond Law, this Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final passage.

Date of Introduction: January 10, 2014

Date of Final Adoption: January 24, 2014

OPEN PUBLIC HEARING

No comments.

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 14-01 on Second Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

2. Second Reading Ordinance 14-02: **AN ORDINANCE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, APPROPRIATING \$78,473.33 FROM THE GENERAL CAPITAL FUND-RESERVE FOR THE PURCHASE OF VEHICLES FOR THE POLICE DEPARTMENT FROM INSURANCE MONIES RECEIVED**

Passed on first reading at a regular meeting held on January 10, 2014 and advertised in the ASBURY PARK PRESS issue of January 17, 2014.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. There is hereby appropriated from the Reserve for the Purchase of Vehicles-Police Department of the General Capital Fund the sum of \$78,473.33 for the purchase of new vehicles that were lost to Superstorm Sandy for the Police Department.

Section 2. It is hereby determined and stated that the improvement set forth in Section 1 above is a general capital improvement and is not a current expense.

Section 3. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith, and the resolution promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services, is on file with the Township Clerk and available for inspection.

Section 4. All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 5. This ordinance shall take effect after final adoption and publication as required by law.

Date of Introduction: January 10, 2014

Date of Final Adoption: January 24, 2014

OPEN PUBLIC HEARING

No comments.

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 14-02 on Second Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

ADOPTIONS & APPROVALS

3. Resolution 14-0124.01: Approve Beach Patrol participation in the St. Francis Center Super Plunge: 48th Street beach February 2, 2014

WHEREAS, in appreciation of its numerous acts of community service, the Long Beach Township Beach Patrol will assist in the St. Francis Community Center Super Plunge VIII on Sunday, February 2, 2014 at 1:00 PM on the 48th Street beach in Brant Beach; and

WHEREAS, the Long Beach Township Beach Patrol will provide employees as support services for the Plunge that include, but are not limited to, lifeguards and lifeguard equipment, and first aid personnel and medical supplies, as needed.

NOW, THEREFORE, BE IT RESOLVED the Board of Commissioners of the Township of Long Beach acknowledges the Long Beach Township Beach Patrol will provide support services to the St. Francis Community Center in grateful appreciation of its generous support to the Township and its Beach Patrol.

4. Resolution 14-0124.02: Authorize membership and goals of the 2014 Green Team Advisory Committee

WHEREAS, the Township of Long Beach strives to save tax dollars, assure clean air and water, improve working and living environments to build a community that is sustainable economically, environmentally and socially; a community which would thrive well into the new century; and

WHEREAS, the Township of Long Beach wishes to build a model of government which benefits our residents now and into the future with green community initiatives which are easy to replicate and affordable to implement; and

WHEREAS, in an attempt to focus attention on green issues, the Township, pursuant to Resolution 11-1021.02, established a Green Team Advisory Committee; and

WHEREAS, the Township continues to focus on green issues with the implementation of the energy audit of municipal operations and facilities; and

WHEREAS, the Township prioritizes green initiatives in-house with energy efficient upgrades; in our community water conservation efforts; increasing reduce, reuse and recycling efforts; stormwater management and education.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach does hereby establish the 2014 Green Team Advisory Committee consisting of members, who shall be residents or employees of the Township of Long Beach, appointed for the term effective January 1, 2014 through December 31, 2014; and

BE IT FURTHER RESOLVED by the Board of Commissioners of the Township of Long Beach that the mission, goals and objectives of the Green Team Advisory Committee through this date are established as follows:

MISSION: The Township of Long Beach Green Team Advisory Committee will advise the Board of Commissioners on ways to improve municipal operations with green initiatives which are economically and environmentally sound, through research and evaluation.

Goals for 2014 for Long Beach Township Green Team:

- Assist in the implementation of the Long Beach Island Arts and Culture Council Plan currently being developed, as needed;
- Enhance and expand the Hydration Station Project to replace damaged equipment from Sandy and promote the units for expansion within Long Beach and into neighboring communities;
- Further the integrated public and open space management through the Municipal Public Access Planning grant – GPS all public access points and plan for resiliency;
- Restore and upgrade multiple Green Acres parks and bayfront public access locations;
- Re-launch the Rocket in Vessel Compost Unit at the LBI Consolidated School District damaged in Super Storm Sandy, and the associated community development components of such;
- Installation of Rain Barrels within the community and education campaign;
- Launch an integrated dune re-vegetation and stewardship initiative as part of Sandy Recovery;
- Continue to promote Recycling and Clean Communities goals and objectives.

OBJECTIVES:

- Collaborate with Township employees and other governmental agencies and service providers to share resource information and ideas consistent with the mission of the green team.

Suzanne Mckenna

POLICE

Approve the promotion of the following employee to a Provisional fulltime, Police Captain, effective January 25, 2014 pending approval by The New Jersey Civil Service Commission with a base salary of \$144, 779.65 to be paid from the Police Salary & Wage.

Paul Hafner

PUBLIC WORKS

Change the following employee's annual base salary to \$42,060.00 be paid from Public Works Salary & Wage effective February 1, 2014.

Debra Thompson

Change the following employee's annual base salary to \$ 52,600.00 be paid from Recycling Salary & Wage effective February 1, 2014.

Angela Anderson

Change the following employee's title to Public Works Repairer pending Civil Service approval and increase the employee's annual salary to \$ 34,892.00 per Article 12 of the Teamsters Local No. 35 contract effective February 1, 2014.

Cody Tomczyk

Change the following employee's title to Carpenter Helper pending Civil Service approval and increase the employee's annual salary to \$34,892.00 per Article 12 of the Teamsters Local No. 35 contract effective February 1, 2014.

Todd Hambly

Change the following employee's title to Carpenter pending Civil Service approval and increase the employee's annual salary to \$40, 607.00 per Article 12 of the Teamsters Local No. 35 contract effective February 1,2014.

Mark Heslin

Change the following employee's title to Supervising Mechanic pending Civil Service approval and increase the employee's annual salary to \$73,970.00 per Article 12 of the Teamsters Local No. 35 contract effective February 1, 2014.

James Bazel

WATER/SEWER

Change the following employee's title to Water Treatment Plant Operator pending Civil Service approval and increase the employee's annual salary to \$50,124.00 effective February 1, 2014.

Michael Clark

Change the following employee's designation from seasonal to temporary part-time effective January 29, 2014.

Keith Smith

Motion to approve Items 3 thru 6:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

LICENSES & PERMITS

- 7. Resolution 14-0124.05: Approve a Social Affair Permit:
LBI Foundation of the Arts & Sciences
Valentines Dance: 2/15/14
6:00 to 10:00 PM

BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach grants a SPECIAL PERMIT FOR SOCIAL AFFAIR to the Long Beach Island Foundation of the Arts and Sciences, Loveladies. This permit will allow the LBIFAS to serve alcoholic beverages at their Valentine's Dance on February 15, 2014 between the hours of 6:00 P.M. and 10:00 P.M.

Motion to approve Item 7:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

CONTRACTS & AWARDS

- 8. Resolution 14-0124.06: Authorize the extension of a contract:
Sahara Sand, Inc.: Beach Sand 1/1/14 thru
12/31/15

RESOLUTION AUTHORIZING THE EXTENSION OF A CONTRACT TO FURNISH, HAUL AND UNLOAD BEACH SAND FOR THE TOWNSHIP OF LONG BEACH

WHEREAS, pursuant to Resolution 12-0203.11(a) dated February 3rd, 2012, the Township entered into an agreement, effective 02/01/12 through 12/31/13, procured by competitive bid, with the following vendor:

Eagle Lake Reserve, Inc. d/b/a Sahara Sand of Eagleswood, Inc.
355 Newbold Road
Fairless Hills, PA 19030

WHEREAS, the said contract referred to specifications and fees and provided for a two-year option to extend the contract; and

WHEREAS, both parties have agreed to extend the contract for two years from January 1, 2014 through December 31, 2015 with a 2% increase as follows:

Eagle Lake Reserve, Inc. d/b/a Sahara Sand of Eagleswood, Inc. shall furnish, haul and unload beach sand at specified locations for the amount of \$9.37 per ton for non-emergency (normal business hours) delivery, and \$12.13 per ton for emergency (after normal business hours) delivery for the Township of Long Beach; and

WHEREAS, the Resolution shall be deemed to be the extension and any changes in the original contract shall be incorporated hereby and this Resolution shall serve as the written contract extension.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach at their regularly scheduled meeting held Friday, January 24, 2014 that the aforesaid contract shall be and is hereby extended for a period of two (2) years pursuant to the terms and conditions stated herein.

9. Resolution 14-0124.07(a&b): Authorize various Shared Service Agreements:

a) Ocean Co. Board of Health Animal Facility Services

RESOLUTION 14-0124.07(a)

A RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING EXECUTION OF A SHARED SERVICE AGREEMENT WITH THE OCEAN COUNTY BOARD OF HEALTH FOR ANIMAL FACILITY SERVICES

WHEREAS, the Shared Services Act, N.J.S.A. 40:65-1 et seq., authorizes two or more local units to enter into joint agreements for the provision of governmental services.

NOW THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey that the Mayor and the Municipal Clerk be and they are hereby authorized and directed to execute a renewal agreement with the Ocean County Board of Health for Animal Facility Services for the year 2014.

b) 2014 Ocean Co. Schedule "C" Roads & Engineering

RESOLUTION 14-0124.07(b)

RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING EXECUTION OF A SHARED SERVICE AGREEMENT WITH THE COUNTY OF OCEAN FOR VARIOUS SERVICES UNDER "SCHEDULE C"

WHEREAS, the Shared Services Act, N.J.S.A. 40A:65-1 et seq. authorizes the Township of Long Beach to enter into a contract for the provision of certain governmental services with the County of Ocean; and

WHEREAS, the Shared Services Act, N.J.S.A. 40A:65-1 et seq. requires such contracts be authorized by resolution of the Governing Body; and

WHEREAS, the County of Ocean has created and established a program to assist municipalities and governmental agencies in the repair and maintenance of municipal streets and property in addition to providing certain materials and supplies in connection therewith; and

WHEREAS, the Governing Body of the Township of Long Beach has requested the County to provide certain various services on certain municipal streets and property within the municipality at a cost not to exceed \$100,000.00; and

WHEREAS, the Township of Long Beach wishes to enter into an agreement with the County of Ocean for the provision of services, materials, and equipment as set forth in Schedule "C" attached hereto.

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

1. The Commissioner of Public Works and Clerk of the Township of Long Beach are hereby authorized and directed to enter into and execute a "Schedule C" Agreement with the County of Ocean in accordance with the provisions of the law to include \$75,000.00 for the Road Department and \$25,000.00 for the Engineering Department for various engineering services for traffic signals and sign installations.
2. A copy of this Agreement shall be kept on file and be available for public inspection at the Office of the Township Clerk.
3. This Agreement shall take effect upon full execution by the parties and shall remain in full force and effect through December 31, 2014. Sufficient funds have been appropriated in the 2014 Temporary Municipal Budget and are subject to amendment at such time the 2014 Municipal Budget is adopted. Appropriated funds will be available for this purpose in the municipal budget under Schedule "C" Other Expenses.
4. A certified copy of this resolution shall be forwarded to:
 - Clerk of the Ocean County Board of Chosen Freeholders
 - Ocean County Engineering Department
 - Ocean County Department of Finance
10. Resolution 14-0124.08: Authorize the execution of a contract for the repair and maintenance of Police and Municipal vehicles, per bid:

Marine Repairs: \$65.00 / hour

A RESOLUTION AWARDED A TWO (2) YEAR CONTRACT WITH A TWO (2) YEAR OPTION TO EXTEND FOR THE REPAIR AND MAINTENANCE OF POLICE AND MUNICIPAL VEHICLES OF THE TOWNSHIP OF LONG BEACH, PER BID

WHEREAS, the Township of Long Beach has solicited bids for the repair and maintenance of police and municipal vehicles; and

WHEREAS, one (1) bid was received and it is in the opinion of the Board of Commissioners of the Township that this responsive, qualified bid be accepted for same; and

WHEREAS, William E. Martin, t/a Marine Repairs, provided the responsive, qualified bid as per the review and approval of the Long Beach Township Qualified Purchasing Agent.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 24th day of January 2014, for the reasons aforesaid, that a contract be and is hereby awarded to:

William E. Martin, t/a Marine Repairs
350 Amber Street
Beach Haven, NJ 08008

at the rate of Sixty Five Dollars (\$65.00) per hour pursuant to the bid received on January 4, 2014.

11. Resolution 14-0124.09: Authorize the execution of a contract for Police Off-Duty Services for 2014: Atlantic City Electric

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that the Mayor and the Municipal Clerk be and they hereby are authorized and directed to execute a contract with Atlantic City Electric for various Police Off-Duty Services during the 2014 calendar year.

Motion to approve Items 8 thru 11:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

FINANCIAL APPROVALS

12. Resolution 14-0124.10: Authorize the acceptance of a Performance Bond:
LUB-13-12; \$7,056.50; Block 6.31; Lots 1.01 & 1.02

WHEREAS, the Township of Long Beach has received from Sparks 420, LLC, Official Check #51894381-3 dated January 15, 2014 in the amount of Seven Thousand Fifty Six Dollars and Fifty Cents (\$7,056.50) drawn on TD Bank, representing

the required Performance Bond for a Major Site Plan #LUB-13-12-PF, Block 6.31, Lots 1.01 and 1.02; and Block 6.36, Lot 3 (12504 Long Beach Blvd. , Beach Haven Gardens).

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach accepts this bond as per its Municipal Land Use Ordinance and as per the recommendation and certification of the Municipal Engineer.

13. Resolution 14-0124.11(a-c): Authorize the issuance of bonds:

- a) 2014 Project - Construction of a Salt Dome and retaining wall at the DPW Yard
\$740,000.00 – (MiBo)

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY AUTHORIZING AND APPROVING THE ISSUANCE AND SALE OF UP TO \$740,000 OF BONDS OF THE TOWNSHIP OF LONG BEACH CONSISTING OF THE TOWNSHIP'S GENERAL OBLIGATION BONDS, SERIES 2014E; THE TOWNSHIP'S GENERAL OBLIGATION BONDS, SERIES 2014F; AUTHORIZING THE EXECUTION AND DELIVERY OF THE LOAN AGREEMENTS TO BE EXECUTED BY THE TOWNSHIP AND EACH OF THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST AND STATE OF NEW JERSEY, ACTING BY AND THROUGH THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION; FURTHER AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW AGREEMENT, ALL PURSUANT TO THE 2014 NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST FINANCING PROGRAM; AND DETERMINING CERTAIN OTHER MATTERS IN CONNECTION THEREWITH

BACKGROUND

WHEREAS, the Township of Long Beach, County of Ocean, New Jersey ("Township") has determined there exists a need for the construction of a salt dome and non-polluting retaining wall along the bayfront within the Township's public works yard ("2014 Project") as described in that certain Loan Agreement ("Trust Loan Agreement") to be entered into between the Township and the New Jersey Environmental Infrastructure Trust ("Trust") and that certain Loan Agreement ("Fund Loan Agreement"; together with the Trust Loan Agreement, the "Loan Agreements") to be entered into between the Township and the State of New Jersey, acting by and through the New Jersey Department of Environmental Protection ("State"), all pursuant to the 2014 New Jersey Environmental Infrastructure Trust Financing Program ("Program"); and

WHEREAS, the Township has determined to use the proceeds of a loan to be made by each of the Trust ("Trust Loan") and the State ("Fund Loan"; together with the Trust Loan, the "Loans") pursuant to the Trust Loan Agreement and the Fund Loan Agreement, respectively, to permanently finance the 2014 Project; and

WHEREAS, to evidence the Loans, each of the Trust and the State require the Township to authorize, execute and deliver its General Obligation Bonds, Series 2014E ("2014E Bonds") to the Trust, and its General Obligation Bonds, Series 2014F ("2014F Bonds") to the State, pursuant to the terms of applicable law and pursuant to the terms of the Loan Agreements, all as more particularly described in Exhibit "A" attached hereto; and

WHEREAS, pursuant to the Local Bond Law, constituting Chapter 169 of the Laws of 1960 of the State of New Jersey, as amended and supplemented ("Local Bond Law"), the Board of Commissioners of the Township has, pursuant to Bond Ordinance No. 12-20, duly and finally adopted and published in accordance with the requirements of the Local Bond Law ("Bond Ordinance"), authorized the issuance of general obligation bonds or bond anticipation notes of the Township to finance the costs of the 2014 Project; and

WHEREAS, the Trust and the State have expressed their desire to close in escrow the making of the Loans, the issuance of the 2014E Bonds and the 2014F Bonds (collectively, the "2014 Bonds") and the execution and delivery of the Loan Agreements, all pursuant to the terms of an Escrow Agreement ("Escrow

Agreement") to be entered into between the Trust, the State, the Escrow Agent and the Township; and

WHEREAS, to effectuate the financing plan described in the above mentioned paragraphs, it is necessary for the Township to adopt this resolution and to authorize and approve the issuance and sale of the 2014 Bonds in a principal amount up to \$740,000; and

WHEREAS, N.J.S.A. 40A:2-27(a)(2) allows for the sale of the 2014E Bonds and the 2014F Bonds, to the Trust and the State, respectively, without any public offering, and N.J.S.A. 58:11B-9(a) allows for the sale of the 2014 Bonds to the Trust, without any public offering, all under the terms and conditions set forth herein.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, PURSUANT TO THE LOCAL BOND LAW (NOT LESS THAN TWO-THIRDS OF ALL THE MEMBERS THEREOF AFFIRMATIVELY CONCURRING), AS FOLLOWS:

Section 1. The Township authorizes and approves the issuance of the 2014 Bonds in two (2) series in a total principal amount of up to \$740,000 to be designated, "Township of Long Beach, County of Ocean, New Jersey, General Obligation Bonds, Series 2014E" and "Township of Long Beach, County of Ocean, New Jersey, General Obligation Bonds, Series 2014F", respectively. The 2014 Bonds will be used to pay the costs of the 2014 Project. In accordance with N.J.S.A. 40A:2-27(a)(2) and N.J.S.A. 58:11B-9(a), the Township hereby sells and awards the 2014E Bonds and the 2014F Bonds to the Trust and to the State in accordance with the provisions hereof.

Section 2. The Chief Financial Officer is hereby authorized to determine in accordance with the Local Bond Law and pursuant to the terms and conditions established by the Trust and the State under the Loan Agreements and the terms and conditions hereof, the following items with respect to the 2014E Bonds and the 2014F Bonds:

- (a) The aggregate principal amount of the 2014E Bonds and the 2014F Bonds to be issued;
- (b) The maturity and annual principal installments of the 2014E Bonds and the 2014F Bonds, which maturity shall not exceed twenty (20) years;
- (c) The date of the 2014 Bonds;
- (d) The interest rates of the 2014 Bonds;
- (e) The purchase price for the 2014 Bonds; and
- (f) The terms and conditions under which the 2014 Bonds shall be subject to redemption prior to their stated maturities.

Any determination made by the Chief Financial Officer pursuant to the terms hereof shall be conclusively evidenced by the execution and attestation of the 2014 Bonds by the parties authorized under Section 3 hereof.

Section 3. The 2014 Bonds shall be in the form prescribed and permitted by the Local Bond Law, as Bond Counsel may advise, and as the Township, the Trust and the State shall approve. The 2014 Bonds shall be issued in fully registered form and shall be payable to the registered owners thereof as to principal and interest in lawful money of the United States of America. The 2014 Bonds will be executed on behalf of the Township by the manual signatures or facsimile signatures of the Mayor and Chief Financial Officer, attested by the Municipal Clerk (such execution shall constitute conclusive approval by the Township of the form of the 2014 Bonds), and shall bear the affixed, imprinted or reproduced seal of the Township thereon. The 2014E Bonds and the 2014F Bonds shall be substantially in the form set forth in the Trust Loan Agreement and the Fund Loan Agreement, respectively.

Section 4. The terms of the 2014 Bonds authorized to be set forth by the Chief Financial Officer in accordance with Section 2 hereof shall be ratified by the affirmative vote of 2/3 of the full members of the Board of Commissioners.

Section 5. The full faith and credit of the Township are irrevocably pledged to the punctual payment of the principal of and interest on the 2014 Bonds and, to the extent payment is not otherwise provided, the Township shall be obligated to levy *ad valorem* taxes upon all taxable real property within the Township without limitation as to rate or amount for the payment thereof.

Section 6. Each of the Trust Loan Agreement, Fund Loan Agreement and the Escrow Agreement are hereby authorized to be executed and delivered on behalf of the Township by the Mayor or Chief Financial Officer in substantially the forms on file in the offices of the Township, with such changes as the Mayor or Chief Financial Officer in their respective sole discretion, after consultation with counsel and any advisors to the Township and after further consultation with the Trust and the State and their representatives, agents, counsel and advisors, shall determine, such determination to be conclusively evidenced by the execution of each of such Trust Loan Agreement, Fund Loan Agreement and Escrow Agreement by an authorized officer as determined hereunder. The Municipal Clerk and Deputy Municipal Clerk are each hereby severally authorized to attest to the execution of the Trust Loan Agreement, Fund Loan Agreement and Escrow Agreement by an authorized officer of the Township as determined hereunder and to affix the corporate seal of the Township to such documents.

Section 7. All actions heretofore taken and documents prepared or executed by or on behalf of the Township by the Mayor, Chief Financial Officer, Municipal Clerk, other Township officials or by the Township's professional advisors, in connection with the issuance and sale of the 2014 Bonds or the 2014 Project are hereby ratified, confirmed, approved and adopted.

Section 8. The Mayor, Chief Financial Officer and Municipal Clerk are each hereby authorized to determine all matters and execute all documents and instruments in connection with the 2014 Bonds or the 2014 Project not determined or otherwise directed to be executed by the Local Bond Law, the Bond Ordinances, or by this or any subsequent resolution, and the signature of the Mayor, Chief Financial Officer or Municipal Clerk on such documents or instruments shall be conclusive as to such determinations.

Section 9. All other resolutions, or parts thereof, inconsistent herewith are hereby rescinded and repealed to the extent of any such inconsistency.

Section 10. This resolution shall take effect immediately upon adoption this 24th day of January, 2014.

Recorded Vote

<u>AYE</u>	<u>NO</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Lattanzi			
Bayard			
Mancini			

**Exhibit "A"
SERIES E & F BONDS**

Ordinance	Bonds or Notes Authorized	Notes Outstanding	Bonds to be Issued
12-20	\$740,000	\$0	\$740,000

b) 2014 Project – Removal and replacement of existing water mains \$3,600,000.00 (DSC)

RESOLUTION NO. 14-0124.11(b)

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY AUTHORIZING AND APPROVING THE ISSUANCE AND SALE OF UP TO \$3,600,000 OF BONDS OF THE TOWNSHIP OF LONG BEACH CONSISTING OF THE TOWNSHIP'S GENERAL OBLIGATION BONDS, SERIES 2014A; THE TOWNSHIP'S GENERAL OBLIGATION BONDS, SERIES 2014B; AUTHORIZING THE EXECUTION AND DELIVERY OF THE LOAN AGREEMENTS TO BE EXECUTED BY THE TOWNSHIP AND EACH OF THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST AND STATE OF NEW JERSEY, ACTING BY AND THROUGH THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION; FURTHER AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW AGREEMENT, ALL PURSUANT TO THE 2014 NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST FINANCING PROGRAM; AND DETERMINING CERTAIN OTHER MATTERS IN CONNECTION THEREWITH

BACKGROUND

WHEREAS, the Township of Long Beach, County of Ocean, New Jersey ("Township") has determined there exists a need for the removal and replacement of existing water mains including, but not limited to, the installation of water valves and services, fire hydrants and road pavement restoration ("2014 Project") as described in that certain Loan Agreement ("Trust Loan Agreement") to be entered into between the Township and the New Jersey Environmental Infrastructure Trust ("Trust") and that

certain Loan Agreement ("Fund Loan Agreement"; together with the Trust Loan Agreement, the "Loan Agreements") to be entered into between the Township and the State of New Jersey, acting by and through the New Jersey Department of Environmental Protection ("State"), all pursuant to the 2014 New Jersey Environmental Infrastructure Trust Financing Program ("Program"); and

WHEREAS, the Township has determined to use the proceeds of a loan to be made by each of the Trust ("Trust Loan") and the State ("Fund Loan"; together with the Trust Loan, the "Loans") pursuant to the Trust Loan Agreement and the Fund Loan Agreement, respectively, to permanently finance the 2014 Project; and

WHEREAS, to evidence the Loans, each of the Trust and the State require the Township to authorize, execute and deliver its General Obligation Bonds, Series 2014A ("2014A Bonds") to the Trust, and its General Obligation Bonds, Series 2014B ("2014B Bonds") to the State, pursuant to the terms of applicable law and pursuant to the terms of the Loan Agreements, all as more particularly described in Exhibit "A" attached hereto; and

WHEREAS, pursuant to the Local Bond Law, constituting Chapter 169 of the Laws of 1960 of the State of New Jersey, as amended and supplemented ("Local Bond Law"), the Board of Commissioners of the Township has, pursuant to Bond Ordinance No. 13-40, duly and finally adopted and published in accordance with the requirements of the Local Bond Law ("Bond Ordinance"), authorized the issuance of general obligation bonds or bond anticipation notes of the Township to finance the costs of the 2014 Project; and

WHEREAS, the Trust and the State have expressed their desire to close in escrow the making of the Loans, the issuance of the 2014A Bonds and the 2014B Bonds (collectively, the "2014 Bonds") and the execution and delivery of the Loan Agreements, all pursuant to the terms of an Escrow Agreement ("Escrow Agreement") to be entered into between the Trust, the State, the Escrow Agent and the Township; and

WHEREAS, to effectuate the financing plan described in the above mentioned paragraphs, it is necessary for the Township to adopt this resolution and to authorize and approve the issuance and sale of the 2014 Bonds in a principal amount up to \$3,600,000; and

WHEREAS, *N.J.S.A. 40A:2-27(a)(2)* allows for the sale of the 2014A Bonds and the 2014B Bonds, to the Trust and the State, respectively, without any public offering, and *N.J.S.A. 58:11B-9(a)* allows for the sale of the 2014 Bonds to the Trust, without any public offering, all under the terms and conditions set forth herein.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, PURSUANT TO THE LOCAL BOND LAW (NOT LESS THAN TWO-THIRDS OF ALL THE MEMBERS THEREOF AFFIRMATIVELY CONCURRING), AS FOLLOWS:

Section 1. The Township authorizes and approves the issuance of the 2014 Bonds in two (2) series in a total principal amount of up to \$3,600,000 to be designated, "Township of Long Beach, County of Ocean, New Jersey, General Obligation Bonds, Series 2014A" and "Township of Long Beach, County of Ocean, New Jersey, General Obligation Bonds, Series 2014B", respectively. The 2014 Bonds will be used to pay the costs of the 2014 Project. In accordance with *N.J.S.A. 40A:2-27(a)(2)* and *N.J.S.A. 58:11B-9(a)*, the Township hereby sells and awards the 2014A Bonds and the 2014B Bonds to the Trust and to the State in accordance with the provisions hereof.

Section 2. The Chief Financial Officer is hereby authorized to determine in accordance with the Local Bond Law and pursuant to the terms and conditions established by the Trust and the State under the Loan Agreements and the terms and conditions hereof, the following items with respect to the 2014A Bonds and the 2014B Bonds:

- (a) The aggregate principal amount of the 2014A Bonds and the 2014B Bonds to be issued;
- (b) The maturity and annual principal installments of the 2014A Bonds and the 2014B Bonds, which maturity shall not exceed twenty (20) years;
- (c) The date of the 2014 Bonds;
- (d) The interest rates of the 2014 Bonds;
- (e) The purchase price for the 2014 Bonds; and

(f) The terms and conditions under which the 2014 Bonds shall be subject to redemption prior to their stated maturities. Any determination made by the Chief Financial Officer pursuant to the terms hereof shall be conclusively evidenced by the execution and attestation of the 2014 Bonds by the parties authorized under Section 3 hereof.

Section 3. The 2014 Bonds shall be in the form prescribed and permitted by the Local Bond Law, as Bond Counsel may advise, and as the Township, the Trust and the State shall approve. The 2014 Bonds shall be issued in fully registered form and shall be payable to the registered owners thereof as to principal and interest in lawful money of the United States of America. The 2014 Bonds will be executed on behalf of the Township by the manual signatures or facsimile signatures of the Mayor and Chief Financial Officer, attested by the Municipal Clerk (such execution shall constitute conclusive approval by the Township of the form of the 2014 Bonds), and shall bear the affixed, imprinted or reproduced seal of the Township thereon. The 2014A Bonds and the 2014B Bonds shall be substantially in the form set forth in the Trust Loan Agreement and the Fund Loan Agreement, respectively.

Section 4. The terms of the 2014 Bonds authorized to be set forth by the Chief Financial Officer in accordance with Section 2 hereof shall be ratified by the affirmative vote of 2/3 of the full members of the Board of Commissioners.

Section 5. The full faith and credit of the Township are irrevocably pledged to the punctual payment of the principal of and interest on the 2014 Bonds and, to the extent payment is not otherwise provided, the Township shall be obligated to levy *ad valorem* taxes upon all taxable real property within the Township without limitation as to rate or amount for the payment thereof.

Section 6. Each of the Trust Loan Agreement, Fund Loan Agreement and the Escrow Agreement are hereby authorized to be executed and delivered on behalf of the Township by the Mayor or Chief Financial Officer in substantially the forms on file in the offices of the Township, with such changes as the Mayor or Chief Financial Officer in their respective sole discretion, after consultation with counsel and any advisors to the Township and after further consultation with the Trust and the State and their representatives, agents, counsel and advisors, shall determine, such determination to be conclusively evidenced by the execution of each of such Trust Loan Agreement, Fund Loan Agreement and Escrow Agreement by an authorized officer as determined hereunder. The Municipal Clerk and Deputy Municipal Clerk are each hereby severally authorized to attest to the execution of the Trust Loan Agreement, Fund Loan Agreement and Escrow Agreement by an authorized officer of the Township as determined hereunder and to affix the corporate seal of the Township to such documents.

Section 7. All actions heretofore taken and documents prepared or executed by or on behalf of the Township by the Mayor, Chief Financial Officer, Municipal Clerk, other Township officials or by the Township's professional advisors, in connection with the issuance and sale of the 2014 Bonds or the 2014 Project are hereby ratified, confirmed, approved and adopted.

Section 8. The Mayor, Chief Financial Officer and Municipal Clerk are each hereby authorized to determine all matters and execute all documents and instruments in connection with the 2014 Bonds or the 2014 Project not determined or otherwise directed to be executed by the Local Bond Law, the Bond Ordinances, or by this or any subsequent resolution, and the signature of the Mayor, Chief Financial Officer or Municipal Clerk on such documents or instruments shall be conclusive as to such determinations.

Section 9. All other resolutions, or parts thereof, inconsistent herewith are hereby rescinded and repealed to the extent of any such inconsistency.

Section 10. This resolution shall take effect immediately upon adoption this 24th day of January, 2014.

Recorded Vote

AYE

NO

ABSTAIN

ABSENT

Lattanzi

Bayard

Mancini

Exhibit "A"

SERIES A & B BONDS – Drinking Water Project

Ordinance	Bonds or Notes Authorized	Notes Outstanding	Bonds to be Issued
13-40	\$3,600,000	\$0	\$3,600,000

c) 2014 Project – Removal and replacement of sanitary sewer mains beneath various streets in the Township \$3,200,000.00 –(P&A Construction)

RESOLUTION NO. 14-0124.11(c)

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY AUTHORIZING AND APPROVING THE ISSUANCE AND SALE OF UP TO \$3,200,000 OF BONDS OF THE TOWNSHIP OF LONG BEACH CONSISTING OF THE TOWNSHIP'S GENERAL OBLIGATION BONDS, SERIES 2014C; THE TOWNSHIP'S GENERAL OBLIGATION BONDS, SERIES 2014D; AUTHORIZING THE EXECUTION AND DELIVERY OF THE LOAN AGREEMENTS TO BE EXECUTED BY THE TOWNSHIP AND EACH OF THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST AND STATE OF NEW JERSEY, ACTING BY AND THROUGH THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION; FURTHER AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW AGREEMENT, ALL PURSUANT TO THE 2014 NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST FINANCING PROGRAM; AND DETERMINING CERTAIN OTHER MATTERS IN CONNECTION THEREWITH

BACKGROUND

WHEREAS, the Township of Long Beach, County of Ocean, New Jersey ("Township") has determined there exists a need for the removal and replacement of sanitary sewer mains beneath various streets in the Township including, but not limited to, laterals, manholes and pavement restoration ("2014 Project") as described in that certain Loan Agreement ("Trust Loan Agreement") to be entered into between the Township and the New Jersey Environmental Infrastructure Trust ("Trust") and that certain Loan Agreement ("Fund Loan Agreement"; together with the Trust Loan Agreement, the "Loan Agreements") to be entered into between the Township and the State of New Jersey, acting by and through the New Jersey Department of Environmental Protection ("State"), all pursuant to the 2014 New Jersey Environmental Infrastructure Trust Financing Program ("Program"); and

WHEREAS, the Township has determined to use the proceeds of a loan to be made by each of the Trust ("Trust Loan") and the State ("Fund Loan"; together with the Trust Loan, the "Loans") pursuant to the Trust Loan Agreement and the Fund Loan Agreement, respectively, to permanently finance the 2014 Project; and

WHEREAS, to evidence the Loans, each of the Trust and the State require the Township to authorize, execute and deliver its General Obligation Bonds, Series 2014C ("2014C Bonds") to the Trust, and its General Obligation Bonds, Series 2014D ("2014D Bonds") to the State, pursuant to the terms of applicable law and pursuant to the terms of the Loan Agreements, all as more particularly described in Exhibit "A" attached hereto; and

WHEREAS, pursuant to the Local Bond Law, constituting Chapter 169 of the Laws of 1960 of the State of New Jersey, as amended and supplemented ("Local Bond Law"), the Board of Commissioners of the Township has, pursuant to Bond Ordinance No. 13-41, duly and finally adopted and published in accordance with the requirements of the Local Bond Law ("Bond Ordinance"), authorized the issuance of general obligation bonds or bond anticipation notes of the Township to finance the costs of the 2014 Project; and

WHEREAS, the Trust and the State have expressed their desire to close in escrow the making of the Loans, the issuance of the 2014C Bonds and the 2014D Bonds (collectively, the "2014 Bonds") and the execution and delivery of the Loan Agreements, all pursuant to the terms of an Escrow Agreement ("Escrow Agreement") to be entered into between the Trust, the State, the Escrow Agent and the Township; and

WHEREAS, to effectuate the financing plan described in the above mentioned paragraphs, it is necessary for the Township to adopt this resolution and to authorize and approve the issuance and sale of the 2014 Bonds in a principal amount up to \$3,200,000; and

WHEREAS, N.J.S.A. 40A:2-27(a)(2) allows for the sale of the 2014C Bonds and the 2014D Bonds, to the Trust and the State, respectively, without any public

offering, and N.J.S.A. 58:11B-9(a) allows for the sale of the 2014 Bonds to the Trust, without any public offering, all under the terms and conditions set forth herein.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, PURSUANT TO THE LOCAL BOND LAW (NOT LESS THAN TWO-THIRDS OF ALL THE MEMBERS THEREOF AFFIRMATIVELY CONCURRING), AS FOLLOWS:

Section 1. The Township authorizes and approves the issuance of the 2014 Bonds in two (2) series in a total principal amount of up to \$3,200,000 to be designated, "Township of Long Beach, County of Ocean, New Jersey, General Obligation Bonds, Series 2014C" and "Township of Long Beach, County of Ocean, New Jersey, General Obligation Bonds, Series 2014D", respectively. The 2014 Bonds will be used to pay the costs of the 2014 Project. In accordance with N.J.S.A. 40A:2-27(a)(2) and N.J.S.A. 58:11B-9(a), the Township hereby sells and awards the 2014C Bonds and the 2014D Bonds to the Trust and to the State in accordance with the provisions hereof.

Section 2. The Chief Financial Officer is hereby authorized to determine in accordance with the Local Bond Law and pursuant to the terms and conditions established by the Trust and the State under the Loan Agreements and the terms and conditions hereof, the following items with respect to the 2014C Bonds and the 2014D Bonds:

- (a) The aggregate principal amount of the 2014C Bonds and the 2014D Bonds to be issued;
- (b) The maturity and annual principal installments of the 2014C Bonds and the 2014D Bonds, which maturity shall not exceed twenty (20) years;
- (c) The date of the 2014 Bonds;
- (d) The interest rates of the 2014 Bonds;
- (e) The purchase price for the 2014 Bonds; and
- (f) The terms and conditions under which the 2014 Bonds shall be subject to redemption prior to their stated maturities.

Any determination made by the Chief Financial Officer pursuant to the terms hereof shall be conclusively evidenced by the execution and attestation of the 2014 Bonds by the parties authorized under Section 3 hereof.

Section 3. The 2014 Bonds shall be in the form prescribed and permitted by the Local Bond Law, as Bond Counsel may advise, and as the Township, the Trust and the State shall approve. The 2014 Bonds shall be issued in fully registered form and shall be payable to the registered owners thereof as to principal and interest in lawful money of the United States of America. The 2014 Bonds will be executed on behalf of the Township by the manual signatures or facsimile signatures of the Mayor and Chief Financial Officer, attested by the Municipal Clerk (such execution shall constitute conclusive approval by the Township of the form of the 2014 Bonds), and shall bear the affixed, imprinted or reproduced seal of the Township thereon. The 2014C Bonds and the 2014D Bonds shall be substantially in the form set forth in the Trust Loan Agreement and the Fund Loan Agreement, respectively.

Section 4. The terms of the 2014 Bonds authorized to be set forth by the Chief Financial Officer in accordance with Section 2 hereof shall be ratified by the affirmative vote of 2/3 of the full members of the Board of Commissioners.

Section 5. The full faith and credit of the Township are irrevocably pledged to the punctual payment of the principal of and interest on the 2014 Bonds and, to the extent payment is not otherwise provided, the Township shall be obligated to levy *ad valorem* taxes upon all taxable real property within the Township without limitation as to rate or amount for the payment thereof.

Section 6. Each of the Trust Loan Agreement, Fund Loan Agreement and the Escrow Agreement are hereby authorized to be executed and delivered on behalf of the Township by the Mayor or Chief Financial Officer in substantially the forms on file in the offices of the Township, with such changes as the Mayor or Chief Financial Officer in their respective sole discretion, after consultation with counsel and any advisors to the Township and after further consultation with the Trust and the State and their representatives, agents, counsel and advisors, shall determine, such determination to be conclusively evidenced by the execution of each of

such Trust Loan Agreement, Fund Loan Agreement and Escrow Agreement by an authorized officer as determined hereunder. The Municipal Clerk and Deputy Municipal Clerk are each hereby severally authorized to attest to the execution of the Trust Loan Agreement, Fund Loan Agreement and Escrow Agreement by an authorized officer of the Township as determined hereunder and to affix the corporate seal of the Township to such documents.

Section 7. All actions heretofore taken and documents prepared or executed by or on behalf of the Township by the Mayor, Chief Financial Officer, Municipal Clerk, other Township officials or by the Township's professional advisors, in connection with the issuance and sale of the 2014 Bonds or the 2014 Project are hereby ratified, confirmed, approved and adopted.

Section 8. The Mayor, Chief Financial Officer and Municipal Clerk are each hereby authorized to determine all matters and execute all documents and instruments in connection with the 2014 Bonds or the 2014 Project not determined or otherwise directed to be executed by the Local Bond Law, the Bond Ordinances, or by this or any subsequent resolution, and the signature of the Mayor, Chief Financial Officer or Municipal Clerk on such documents or instruments shall be conclusive as to such determinations.

Section 9. All other resolutions, or parts thereof, inconsistent herewith are hereby rescinded and repealed to the extent of any such inconsistency.

Section 10. This resolution shall take effect immediately upon adoption this 24th day of January, 2014.

Recorded Vote

<u>AYE</u>	<u>NO</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Lattanzi			
Bayard			
Mancini			

Exhibit "A"
SERIES C & D BONDS – Clean Water Project

Ordinance	Bonds or Notes Authorized	Notes Outstanding	Bonds to be Issued
13-41	\$3,200,000	\$0	\$3,200,000

14. Resolution 14-0124.12: Approve various reserve appropriation transfers
RESOLUTION 14-0124.12

WHEREAS, the New Jersey statutes provide for the making of reserve appropriation transfers between the period of January 1, 2014 and March 31, 2014; and

WHEREAS, the Board of Commissioners of the Township of Long Beach, County of Ocean, desires to make Reserve Appropriation Transfers.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that the following transfers of Reserve Appropriations be and they hereby are made:

CURRENT FUND			
FROM:	DEPT	ACCOUNT #	AMOUNT
Tax Assessor	S&W	3-01-20-150-011	\$ 8,000.00
TOTAL			\$ 8,000.00
TO:	DEPT:	ACCT#	AMOUNT
Police	O&E	3-01-25-240-100	\$ 5,000.00
Legal Services	O&E	3-01-20-155-028	\$ 3,000.00
TOTAL			\$ 8,000.00

15. Resolution 14-0124.13: Approve Bills & Payroll
Bills in the amount of: \$992,931.01
Payroll in the amount of: \$469,899.98

RESOLUTION 14-0124.13

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 \$469,899.98 .

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 \$992,931.01 be and the same are hereby authorized to be paid on Friday, January 24, 2014.

2. The said approved payroll amounting to the sum of \$ 469,899.98 be and the same are hereby authorized to be paid on Friday, January 24, 2014

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 12 thru 15:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

COMMISSIONERS' REPORTS

Commissioner Lattanzi reported the preliminary budget process was underway.

Commissioner Lattanzi also stated the bonding for the Holgate infrastructure may be reimbursed because it was a result of Superstorm Sandy.

Commissioner Bayard reported the 2014 Recycling calendar would be mailed next week.

Mayor Mancini announced the next meeting of the Board of Commissioners would take place on Friday, February 7, 2014 at 4:00 p.m. at which time public hearings would be held for Ordinances 14-03C.

Mayor Mancini also announced the next regular meeting of the Land Use Board would be held on Wednesday, February 5, 2014 at 7:00 p.m. in the Multi Purpose Room.

Mayor Mancini read the Police Report:

- Long Beach Police Department had the CODE RED SYSTEM as well as NIXEL for emergency notifications; please register your home telephone as well as cell phones. This important service could be accessed by visiting LBTPD.ORG – This service alerted people to critical community alerts- regarding weather /road closing / missing persons etc...
- The Police Department would have three (3) additional recently certified EMT officers, serving in the capacity of Class II officer for the summer season of 2014. This would complement the department's existing twelve (12) fulltime officers with EMT certification.
- Please help keep our community safe by reporting suspicious vehicles/persons or incidents to the Long Beach Police Department at 609 494-3322.

OPEN PUBLIC SESSION

No comments

CLOSE PUBLIC SESSION

Motion for adjournment at 4:13 p.m.

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

Lynda J. Wells, RMC
Municipal Clerk

Joseph H. Mancini, Mayor

Ralph H. Bayard, Commissioner

Dr. Joseph P. Lattanzi, Commissioner