

**MINUTES  
BOARD OF COMMISSIONERS FEBRUARY 4, 2011**

**Flag Salute**

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

Clerk called the roll: Mayor Joseph H. Mancini PRESENT  
Commissioner Ralph H. Bayard PRESENT  
Commissioner William P. Knarre 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; the PRESS OF ATLANTIC CITY; and the ASBURY PARK PRESS on December 1<sup>st</sup> 2010; and filed with the Municipal Clerk.

Motion: To dispense with the reading of the minutes of the January 21<sup>st</sup> meeting and to approve the same as recorded in the minute book:

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

**ORDINANCES/PUBLIC HEARINGS**

1. Second Reading Ordinance 11-04C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, 1997", AS SAME IN CHAPTER 195 AND CHAPTER 82 DEALS WITH ICE CREAM VENDOR LICENSING**  
**THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH DO ORDAIN:**

STATEMENT OF PURPOSE

This Ordinance provides for the repeal of Ordinance No. 10-59C dealing with ice cream vendor licensing and substantially readopting that portion of §195-4D of the **"Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)"** as it existed prior to the adoption of Ordinance No. 10-59C with the proviso, however, that the cost of ice cream vendor licenses shall be fixed annually in February by Resolution of the Governing Body and the number of permitted licenses shall be increased to ten (10) and no pedicycle licenses shall be issued.

SECTION I

An Ordinance entitled, **"Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)"** is hereby amended in §195-1 in the fourth line by the removal of the word "fluit".

SECTION II

An Ordinance entitled, **"Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)"** is hereby amended in §195-4C in the third line by removing the word "discemable" and inserting the word "discernable" in its place.

SECTION III

An Ordinance entitled, **"Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)"** is hereby amended in §195-4D in the first line by inserting after the term "maximum number", after inserting a semi-colon after that phrase the following words: "right of first of refusal."

SECTION IV

An Ordinance entitled, **"Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)"** Section 195-4D(1) is hereby repealed and in lieu and instead thereof the following is adopted:

"(1) No more than ten (10) vehicle licenses for the vending of permissible ice cream products shall be issued annually."

SECTION V

An Ordinance entitled, **"Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)"** Section 195-4D(2) is hereby repealed and in lieu and instead thereof the following is adopted:

Ice cream vending license shall be as annually fixed by the Governing Body of the Township of Long Beach by Resolution adopted at a meeting in February of each year."

#### SECTION VI

An Ordinance entitled, "**Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)**" Section 195-4D(4) is hereby amended to read as follows:

"(4) An Ice Cream Vendor Licensee holding a license on December 31<sup>st</sup> of any year shall be given the right of first refusal in the next calendar year to renew their ice cream vendor license under the following terms and conditions:

(a) This provision shall be strictly construed to limit this right solely to the specific previous year owner as set forth in the previous year license. No license is transferrable and any change in ownership shall result in the loss of the right of first refusal. An owner entity may not necessarily retain the right of first refusal if the nature of the individual participants is substantially changed.

(b) All such Licensees from the prior year shall have until March 1<sup>st</sup> of the current year to apply for the grandfathered license. Failure to so apply by March 1<sup>st</sup> shall result in the loss of the right of first refusal.

(c) Any application for a grandfathered license shall require the submission of all documentation and application as though the applicant were applying for a new license.

#### SECTION VII

An Ordinance entitled, "**Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)**" Section 195-4D(5) is hereby adopted as follows:

The lottery called for in this section will be conducted on April 15<sup>th</sup> of each year, or if April 15<sup>th</sup> be a Saturday, Sunday or other legal holiday, on the first business day thereafter, any ice cream vendor license that has not been renewed by appropriate exercise of the right of first refusal accompanied by the filing of an approved accepted complete application, shall be offered to the public at a publicly held lottery conducted by the Clerk of Long Beach Township. The lottery shall be conducted by the Clerk in the Clerk's office at 10 o'clock in the forenoon local time prevailing and the names of any eligible applicant who has filed a completed application containing all of the documents and information required by §195-3 of this Ordinance shall be placed in an appropriate container and shall then be drawn there from. The first name drawn shall be eligible for the first vacant license with the second name drawn available for the second license and so forth until all names are drawn. If the first name drawn does not take the appropriate action within ten (10) days of the lottery to secure the license, the number two name drawn shall be eligible and so on down the line until all available licenses have been issued. The Clerk of Long Beach Township shall determine no later than March 15<sup>th</sup> of each year whether or not a lottery is required and immediately upon making such determination shall advise the Board of Commissioners. If a lottery is required, an advertisement shall be placed in the official newspapers of Long Beach Township advising that a lottery will be held on April 15<sup>th</sup> or the first business day thereafter, which notice shall include where applications may be secured by potential applicants, the deadline for the submission of such applications and the time and place of the lottery to be held. The publication shall be placed to appear prior to April 1<sup>st</sup> of the year of the lottery.

#### SECTION VIII

§82-25 of an Ordinance entitled "**Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)**" is hereby amended in paragraph A by the addition of the following"

"Ice Cream Vendors Licenses fee to be annually fixed in February by the Governing Body by Resolution."

#### SECTION IX

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

#### SECTION X

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

word, phrase, clause, section or provision shall be of the Ordinance and the remainder of the Ordinance shall remain in full force and effect.

#### SECTION XI

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

Lynda Wells, Municipal Clerk explained this ordinance would provide for the repeal of Ordinance 10-59C and set forth that the cost of ice cream vendor licenses shall be fixed annually by resolution of the Governing Body and the number of permitted licenses would be increased to ten (10) and no pedacycle licenses would be issued. A lottery for one new motorized vendor license would be held on April 15<sup>th</sup>. Applications would be available from the Twp. Website and the Municipal Clerk  
Passed on first reading at a regular meeting held on January 21<sup>st</sup>, 2011 and advertised in the BEACH HAVEN TIMES issue of January 26, 2011.

#### OPEN PUBLIC HEARING

No comments

#### CLOSE PUBLIC HEARING

Motion to adopt Ordinance 11-04C on Second Reading:

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

### 2. Second Reading Ordinance 11-05C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, 1997", AS SAME IN CHAPTER 152 PERTAINS TO PRIVATE SALES**

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

##### STATEMENT OF PURPOSE

This Ordinance permits two annual town-wide private sales in Long Beach Township. These sales shall not be counted in the total permissible Private Sales per year, per property. One (1) town-wide private sale shall be conducted on the Saturday immediately following Memorial Day and one (1) town-wide private sale shall be conducted on the Saturday immediately following Labor Day. The rain-dates for said sales shall be on the Sunday immediately following each designated town-wide private sale.

#### SECTION I

An Ordinance entitled, "**Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)**" Section 152-3.C is hereby amended by the repeal of the current language and in lieu and instead thereof the following is adopted:

The Township of Long Beach shall permit two (2) town-wide private sales per year. One (1) town-wide private sale shall be conducted on the Saturday immediately following Memorial Day and one (1) town-wide private sale shall be conducted on the Saturday immediately following Labor Day. The rain-dates for said sales shall be on the Sunday immediately following each designated town-wide private sale. Licenses for said town-wide private sales shall be issued upon completion of the appropriate application accompanied by a fee of \$10.00 for each sale. Participation in the town-wide private sale(s) shall not be counted in the total permissible Private Sales per year, per property.

#### SECTION II

An Ordinance entitled, "Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)" Section 152-3 is further amended by renumbering the paragraphs so that former paragraph C. becomes paragraph D. (1) through (7).

#### SECTION III

All Ordinances or parts of Ordinances inconsistent herewith are 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 only after publication thereof after final passage according to law.

Lynda Wells, Municipal Clerk explained this ordinance would permit two annual town wide yard sales one for the Saturday immediately following Memorial Day and one for the Saturday immediately following Labor Day

Passed on first reading at a regular meeting held on January 21<sup>st</sup>, 2011 and advertised in the BEACH HAVEN TIMES issue of January 26, 2011.

OPEN PUBLIC HEARING

No Comments

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 11-05C on Second Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

- 3. Second Reading Ordinance 11-06C: **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 CHAPTERS 197 AND CHAPTER 82 PERTAIN TO WATER AND SEWER RATES. THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH DO ORDAIN:**

**STATEMENT OF PURPOSE**

This Ordinance amends Water and Sewer Rates to include revisions in current rates for the year 2011. These fees are found in Chapters 82 and 197 of the Code of the Township of Long Beach.

SECTION I

Section 197-7A. of an Ordinance entitled is hereby amended by the addition of the words "**CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)**" is hereby repealed and in lieu and instead thereof the following is adopted:

A.The annual water rates for the furnishing of water service within Long Beach Township shall be as set forth in Chapter 82 of this Code

SECTION II

Section 197-8 of an Ordinance entitled "**CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)**" is hereby repealed and in lieu and instead thereof the following is adopted:

Section 197-8 Connection Fees

Prior to any connection of any property to or with the Long Beach Township Water System there shall be paid to the Township a connection fee as set forth in Chapter 82 of the Code of the Township of Long Beach.

SECTION III

Section 197-26A and 197-26B of an Ordinance entitled "**CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)**" are hereby repealed and Sections 197-26C, 197-26D and Section 197-26E are hereby reidentified to become Sections 197-26A, 197-26B and 197-26C.

SECTION IV

Schedules 1, 2 and 3 of Section 82-26B of an Ordinance entitled "**CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)**" are hereby repealed and in lieu and instead thereof the following are adopted:

"Schedule No. 1"

Un-metered Continuous Service for Domestic Purposes Use

Minimum Charge Per Year or Season

- (1) One-family (includes kitchen sink hot and cold water, bathtub, toilet and washstand) \$146.00
- (2) 2-family units \$246.00
- (3) 3-apartment units \$370.00

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	\$492.00
	\$616.00
(6) 6-apartment units	\$739.00
(7) 7-apartment units	\$862.00
(8) 10 apartment units	\$1230.00

Additional fixtures

(9) Sink	\$ 13.00
(10) Utility sink and tray	\$ 15.00
(11) Laundry trays (one or two-part)	\$ 15.00
(12) Hose spigots	\$ 31.00
(13) Automatic dishwasher	\$ 15.00
(14) Toilets	\$ 31.00
(15) Bathtubs	\$ 26.00
(16) Wash basin/Lavatory sink	\$ 13.00
(17) Showers	\$ 26.00
(18) Automatic clothes washer	\$ 15.00
(19) Drinking fountains	\$ 17.00
(20) Ice Cream machines	\$ 17.00
(21) Urinals	\$ 31.00
(22) Swimming pool	

(a) In ground	\$292.00
(b) Above ground	\$175.00
(23) Hot tub	\$ 49.00
(24) Bidet	\$ 49.00
(25) Underground Sprinkler System	\$292.00

Motel

(26) With efficiency unit (each)	\$105.00
(27) Without efficiency unit (each)	\$ 83.00
(28) House trailer	\$105.00
(29) Standby water service (temporary disconnection of water service)	\$146.00
(30) Fire Hydrants	\$350.00

"Schedule No. 2"

Metered Continuous Service for Commercial Property

Use

Minimum Charge

Per Year or Season

(1) All consumption	\$3.79 per 1,000 gallons
Meter Size	Fixed Service Charge
(2) 5/8- inch meter per year or season	\$ 52.00
(3) 3/4 - inch meter per year or season	\$ 77.00
(4) 1-inch meter per year or season	\$127.00
(5) 1 1/2 - inch meter per year or season	\$254.00
(6) 2-inch meter per year or season	\$462.00
(7) 3-inch meter per year or season	\$765.00

"Schedule No. 3"

Other Customers Not Covered Above

Customer Per Year or Season

(1) Ocean County Utilities Authority	\$3.99per1,000 gallons
(2) Telephone Company	\$4.00per 1,000 gallons

SECTION V

entitled "**CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)**" is hereby repealed and in lieu and instead thereof the following is adopted:

C. Prior to any connection of any property with the Township water system, there shall be paid a connection fee as follows:

- |                               |           |
|-------------------------------|-----------|
| (1) For a ¾-inch connection   | \$2168.00 |
| (2) For a 1-inch connection   | \$2256.00 |
| (3) For a 1 ½-inch connection | \$2709.00 |
| (4) For a 2-inch connection   | \$2888.00 |
- (5) In addition, the applicant shall submit a cash bond or certified check for \$300.00 for the inspection and approval by the Water and Sewer Department.

SECTION VI

Section 82-26D of an Ordinance entitled "**CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)**" is hereby amended to increase the charge of \$413.00 to \$446.00.

SECTION VII

Section 82-26E(2) of an Ordinance entitled "**CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)**" is hereby amended by repeal of the table entitled:

**"Sewer Rental Charges  
Annual Rental Charge"**

and adopting in lieu and instead thereof the following:

ANNUAL SEWER RENTAL CHARGE

<b>Use</b>	<b>Charge</b>
(1) Single family dwelling 1x	\$ 531.00
(2) Each detached apartment 1x	\$ 531.00
(3) Rooming house or boarding house up to and including nine rental rooms 2x	\$ 1062.00
(4) Rooming house or boarding house with ten or more rental rooms 3x	\$1594.00
(5) Duplex apartments (2 family dwelling) 2x	\$ 1062.00
(6) Each additional apartment 1x	\$ 531.00
(7) Hotel or motel 1x	\$ 531.00
(8) Rental rooms (each) Plus 1/4x	\$ 133.00
(9) Efficiencies (each) Plus 1/2x	\$ 266.00
(10) Restaurant 1 1/2x	\$ 797.00
(11) Each rental room Plus 1/4x	\$ 133.00
(12) Each apartment Plus 1x	\$ 531.00
(13) Store or office:	
(a) under 10 employees 1x	\$ 531.00
(b) 10 employees or more 2x	\$ 1062.00
In house or with apartment:	
(c) under 10 employees 2x	\$ 1062.00
(d) 10 employees or more 3x	\$1,594.00
(e) each additional apartment 1x	\$ 531.00
(14) Bar or café 2x	\$1062.00
(15) Each rental room Plus 1/4x	\$ 133.00
(16) Each apartment Plus 1x	\$ 531.00
(17) Luncheonette 1x	\$ 531.00
(18) Each rental room Plus 1/4x	\$ 133.00
(19) Each apartment Plus 1x	\$ 531.00
(20) Service Station:	

	1x	\$ 531.00
		\$1062.00
(21) Ineater	2x	\$1062.00
(a) Each add'l apt or store Plus	1x	\$ 531.00
(22) Launderettes	2x	\$1062.00
(23) Add for each washing Machine	Plus	\$ 133.00
(24) Car Wash	2x	\$ 1062.00
(a) Add for each wash unit	Plus	\$ 133.00
(25) Trailer Park	1x	\$ 531.00
(a) Each trailer connection	1/2x	\$ 266.00
(b) Each transient location	1/4x	\$ 133.00
(26) Each garbage disposal unit in addition to all other applicable charges		\$ 225.00
(27) Club Charge	1 1/2x	\$ 797.00
(28) Community Center	1x	\$ 531.00
(29) Community Center w/cooking facilities	1 1/2x	\$ 797.00
(30) Church	1x	\$ 531.00
(31) Standby Charge (temporary disconnection of of sewer service)		\$ 531.00
(32) Initial charge for connection of each improved property to the sewerage collection system installed by the Township of Long Beach		\$1,274.00
(33) Initial charge for connection of each improved property to the sewerage collection system installed by builder or applicant."		\$ 207.00
(34) Disconnection inspection Fee. Water and sewer lines must be disconnected at the curb line of the property and there shall be paid a fee of \$58.00 to the Township for inspection of said disconnection."		\$ 58.00

#### SECTION VIII

Section 82-26E of an Ordinance entitled "**CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)**" is hereby amended by the addition of sub-section (2) as follows:

(2) Industrial or any type of use not hereinabove set forth will be covered by an engineering survey and negotiations with applicant. In any installation where unusual amounts of solid matter may be injected into the sewerage collecting system, it will be mandatory for the property owner to install a solid waste trap at the entrance of the sewerage collecting system.

#### SECTION IX

Section 82-26E of an Ordinance entitled "**CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)**" is hereby amended by the addition of a new section (3) as follows:

(3) The rents, fees and charges prescribed above shall be effective January 1, 1992 and shall be due and payable in two equal semiannual installments. The first payment shall be due on March 1, and the final payment shall be due on September 1, thereafter. Interest at a rate of 1 ½ % per month will be charged on the delinquent installments after March 1 of each year and September 1 of each year.

#### SECTION X

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, or invalid for any other reason, such word, phrase, clause, section

le from the remainder of this Ordinance and the  
shall remain in full force and effect.

#### SECTION XI

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

Lynda Wells, Municipal Clerk explained this ordinance would allow for an increase IN water and sewer rates for 2011, 8% over the 2010 rates.

Passed on first reading at a regular meeting held on January 21<sup>st</sup>, 2011 and advertised in the BEACH HAVEN TIMES issue of January 26, 2011.

#### OPEN PUBLIC HEARING

No Comments

#### CLOSE PUBLIC HEARING

Motion to adopt Ordinance 11-06C on Second Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

4. First Reading Ordinance 11-08C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" BY THE ADOPTION OF A NEW CHAPTER, CHAPTER 20, ENTITLED "MUNICIPAL ELECTIONS"**.

Lynda Wells, Municipal Clerk explained the purpose of this Ordinance was to change the date for Municipal Elections in Long Beach Township, from May to the general Election Day in November commencing with November 2012

Motion to approve Ordinance 11-08C on First Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

5. First Reading Ordinance 11-09C: **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 172-20 PERTAINS TO DRIVEWAY SPECIFICATIONS**

Lynda Wells, Municipal Clerk explained this Ordinance addressed driveway specifications, defined curb cuts as related to lot frontage, and prohibited curb cuts that preclude public parking.

Motion to approve Ordinance 11-09C on First Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

6. First Reading Ordinance 11-10: **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 \$245,000 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 \$245,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Lynda Wells, Municipal Clerk explained this was necessary to make the needed repairs to the North Beach Pump station

Motion to approve Ordinance 11-10 on First Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

#### ADOPTIONS, APPROVALS

7. Resolution 11-0204.01: Amend Resolution 10-1229.02(b) Recreation and Special Activities Committee

Lynda Wells, Municipal Clerk explained this resolution named Comm. Knarre as liason.

#### RESOLUTION 11-0204.01

**WHEREAS**, pursuant to Ordinance 08-05C, adopted February 22<sup>nd</sup> 2008, creating a new chapter of the Code of the Township of Long Beach, Chapter 28, the Board of Commissioners of the Township of Long Beach Office authorized the establishment of a

Committee for the purpose of organizing activities to  
; and

**WHEREAS**, Ordinance 11-01C, adopted January 21, 2011, amended Chapter 28 of the Code of the Township of Long Beach setting the minimum number of members of the Recreation and Special Activities Committee at eight and requiring the designation of a Committee Liaison; and

**WHEREAS**, the following reflects the current membership and designated liaison:

William Knarre (Liaison)	Brant Beach
Mary Tantillo	North Beach
Pat Kaletkowski	Brant Beach
William Hutson	Holgate
Carol Townsley	Beach Haven Park
Beverly Welling	Haven Beach
William Knarre	Brant Beach
Robert or Patricia Monaco	Loveladies
Dick Jeffries	Beach Haven Terrace
Doris Beriont	Peahala Park
DiAnne Gove	Brant Beach
Debra Thompson	Haven Beach

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that the above-named individuals be and they are hereby appointed as members of the Long Beach Township Recreation and Special Activities Committee effective through December 31, 2011.

8. Resolution 11-0204.02: Authorize alternate signatory as necessary for certified property owners lists

Lynda Wells, Municipal Clerk explained this would allow for an alternate signatory in the absence of the tax assessor.

**RESOLUTION 11-0204.02**

**WHEREAS**, Ordinance 11-02C has designated the Tax Assessor as the preparer and certifying officer for any notices required to be sent to property owners within 200 feet of any property whose owner has made application for minor or major sub-division.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners that Mary Cleary be and is hereby authorized as the 2011 alternate signatory for certified property owners lists as needed.

9. Resolution 11-0204.03: Authorize the Municipal Engineer to advertize for the re-bid for Emergency Electrical Repairs

**RESOLUTION 11-0204.03**

**RESOLUTION AUTHORIZING THE ADVERTISEMENT OF NEW BIDS FOR EMERGENCY ELECTRICAL REPAIRS FOR THE TOWNSHIP OF LONG BEACH PUBLIC WORKS DEPARTMENT BY THE TOWNSHIP ENGINEER**

**WHEREAS**, the Township of Long Beach advertised for the receipt of bids for Emergency Electrical Repair on December 30, 2010; and

**WHEREAS**, no bids were received on January 25, 2011; and

**WHEREAS**, N.J.S.A. 40A-11-1 et seq. provides that the Governing Body may advertise to re-bid when no bids were submitted; and

**WHEREAS**, N.J.A.C. 7:26H-6.7(e) provides that in the event the Governing Body does not receive any bids the Municipality shall publish a notice of re-bid not less than 10 calendar days prior to the date for acceptance of new bid proposals; and

**WHEREAS**, the Board of Commissioners has determined that it is in the best interest of Long Beach Township to authorize the advertisement for the receipt of bids by the Township Engineer; and

**NOW THEREFORE BE IT RESOLVED**, that 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, February 4, 2011, authorize the advertisement for the receipt of bids for the Emergency Electrical Repairs for the Public Works Department on March, 1<sup>st</sup> 2011.



RESOLVED by the Board of Commissioners of the Township of Long Beach that the Long Beach Township Beach Patrol will provide these services to the St. Francis Community Center in grateful appreciation of its generous support to the Township and its Beach Patrol.

13. Resolution 11-0204.07(a-c): Award various contracts per bid:

- (a) 2011 Emergency Repair – Water/Sewer  
J.F. Kiely Construction, Co.
- (b) NJEIT 2010 Water Main Replacement Project  
– to P&A Construction; \$1,316,320.02
- (c) NJEIT Sanitary Sewer System Improvements  
To P&A Construction; \$1,692,520.45

**RESOLUTION 11-0204.07(a)**

**A RESOLUTION AWARDING A CONTRACT FOR EMERGENCY REPAIRS TO WATER AND SEWER SYSTEMS FOR THE TOWNSHIP OF LONG BEACH, PER BID**

**WHEREAS**, pursuant to N.J.S.A.40A:11-1 et seq., the Township of Long Beach has solicited bids for emergency repairs to water and sewer systems in the Township of Long Beach; and

**WHEREAS**, it is in the opinion of the Board of Commissioners of the Township that the lowest qualified bid be accepted for same; and

**WHEREAS**, J.F. Kiely Construction Company, 700 McClellan Street, Long Branch, NJ 07740 gave the lowest qualified bid as per the municipal engineer and the municipal attorney's review and certification.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach this 4<sup>th</sup> day of February 2011, for the reasons aforesaid, that a contract be and is hereby awarded to:

J.F. Kiely Construction Company.  
700 McClellan Street  
Long Branch, NJ 07740

for emergency repairs to water and sewer systems in the Township of Long Beach in amounts not to exceed the prices quoted and submitted in the bid received January 25, 2011.

**RESOLUTION 11-0204.07(b)**

**A RESOLUTION AWARDING A CONTRACT FOR THE NJ DEPARTMENT OF ENVIRONMENTAL PROTECTION INFRASTRUCTURE TRUST WATER MAIN REPLACEMENT PROJECT #151-7001-010 IN THE TOWNSHIP OF LONG BEACH, PER BID**

**WHEREAS**, the Township of Long Beach solicited bids for the NJ DEP Water Main Replacement Project 151-7001-010 in the Township of Long Beach utilizing the New Jersey Environmental Infrastructure Trust; and

**WHEREAS**, it is in the opinion of the Board of Commissioners of the Township that the lowest qualified bid be accepted for same; and

**WHEREAS**, P & A Construction, Inc. gave the lowest responsible bid in accordance with the bid specifications for the NJ DEP Water Main Replacement Project 151-7001-010 pursuant to the municipal engineer and the municipal attorney's review and certification; and

**WHEREAS**, the Chief Financial Officer of the Township of Long Beach has issued a Certificate of Availability of Funds in the appropriation created by: Ordinance 10-14C Authorizing the Removal and Replacement of Water Mains; Account #U-08-55-936-901.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach this 4<sup>th</sup> day of February 2011, for the reasons aforesaid, that a contract be and is hereby awarded to, subject to receipt of written authorization from the State of New Jersey Department of Environmental Protection, to:

P & A Construction, Inc.  
P.O. Box 28  
Colonia, NJ 07067

for the NJ DEP Water Main Replacement Project 1517001-010 in an amount not to exceed One Million Three Hundred Sixteen Thousand One Hundred Nine Dollars and Eighty Three Cents (\$1,316,320.02) as per the bid received on January 25, 2011.

**RESOLUTION 11-0204.07(c)**

TRACT FOR THE NJ DEPARTMENT OF ENVIRONMENTAL  
T SEWER MAIN REPLACEMENT PROJECT #S340023-03  
IN THE TOWNSHIP OF LONG BEACH, PER BID

**WHEREAS**, the Township of Long Beach solicited bids for the NJ DEP Sewer Main Replacement Project #S340023-03 in the Township of Long Beach utilizing the New Jersey Environmental Infrastructure Trust; and

**WHEREAS**, it is in the opinion of the Board of Commissioners of the Township that the lowest qualified bid be accepted for same; and

**WHEREAS**, P & A Construction, Inc. gave the lowest responsible bid in accordance with the bid specifications for the NJ DEP Sewer Main Replacement Project #S340023-03 pursuant to the municipal engineer and the municipal attorney's review and certification; and

**WHEREAS**, the Chief Financial Officer of the Township of Long Beach has issued a Certificate of Availability of Funds in the appropriation created by: Ordinance 10-15C Authorizing the Replacement of Sewer Lines; Account #U-08-55-937-901.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach this 4th day of February 2011, for the reasons aforesaid, that a contract be and is hereby awarded to, subject to receipt of written authorization from the State of New Jersey Department of Environmental Protection, to:

P & A Construction, Inc.  
P.O. Box 28  
Colonia, NJ 07067

for the NJ DEP Sewer Main Replacement Project #S340023-03 in an amount not to exceed One Million Five Hundred Fifty Five Thousand Five Hundred Seventy Five Dollars and Forty Cents (\$1,692,520.45) as per the bid received on January 25, 2011..

Motion to approve Items 12 and 13 :

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

**FINANCIAL APPROVALS**

14. Resolution 11-0204.08: Authorize acceptance of a Performance Bond LUB 30-06-PFA, Loveladies Marina; \$8,338.00

**RESOLUTION 11-0204.08**

**WHEREAS**, the Township of Long Beach has received from Loveladies Marina, LLC, Cashier's Check #1403780475 dated January 18, 2011 in the amount of Eight Thousand Three Hundred Thirty Eight Dollars (\$8,338.00) drawn on Wachovia Bank, representing the required Performance Bond for Major Site Plan #LUB-30-06, Block 20.150, Lot 2 (9 Lighthouse Way, Loveladies, NJ).

**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.

15. Resolution 11-0204.09: Approve various reserve appropriation transfers Lynda Wells, Municipal Clerk explained that this is allowed statutorily from Jan thru March

**RESOLUTION 11-0204.09**

**WHEREAS**, the statutes provide for the making of Reserve Appropriation transfers between the period of January 01, 2011 and March 31, 2011; 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:

<b><u>RESERVE APPROPRIATIONS</u></b>		
<b>FROM:</b>	<b>ACCOUNT</b>	<b>AMOUNT</b>
Natural Gas O/E	0-01-31-446-000	\$1,700.00
Streets & Roads O/E	0-01-26-290-100	\$15,850.00

,550.00 Total

TO:	ACCOUNT	AMOUNT
Telephone O/E	0-01-31-440-000	\$1,700.00
Schedule C	0-01-26-300-029	\$15,850.00

Total  
**\$17,550.00**

16. Resolution 11-0204.10: Approve an increase to the temporary budget  
**RESOLUTION 11-0204.10**

**WHEREAS**, the Chief Financial Officer of the Township of Long Beach has determined that an increase to the 2011 Temporary Budget, approved pursuant to Resolution 10-1229.11, is necessary due to various reasons; and

**WHEREAS**, appropriations for the 2011 Current Fund Budget shall be increased pursuant to Schedule A attached hereto.

**NOW, THEREFORE BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that the Chief Financial Officer be and she is hereby authorized to increase the 2011 Temporary Current Fund and Budget.

17. Resolution 11-0204.11: Approve Bills & Payroll  
 Bills in the amount of: \$1,292,460.83  
 Payrolls in the amount of: \$353,591.02

**RESOLUTION 11-0204.11**

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

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

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

**WHEREAS**, Payroll Department has certified and submitted a request for approval of Township payroll in the amount of \$353,591.02.

**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 \$1,292,460.83 be and the same are hereby authorized to be paid on February 4, 2011.

2. The said approved payroll amounting to the sum of \$353,591.02 be and the same are hereby authorized to be paid on February 4, 2011.

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 14 thru 17:

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

**COMMUNITY DEVELOPMENT BLOCK GRANT HEARING  
 REGARDING APPLICATIONS FOR THE TOWNSHIP OF LONG BEACH AND THE  
PRESENTATION**

- Long Beach Township Application: \$60,000.00 for the removal of various existing narrow and deteriorated beach access ramps, and the construction of new Handicapped Access Beach Ramps.

**Andrew Baran, Public Works Deputy Department Head** explained the Long Beach Township application was in the amount of \$60,000.00 for the construction of ADA compliant handicapped access beach ramps on: Peahala Park (93rd St.), Beach Haven Park; (98th St.), The Dunes, (126th St.) North Beach Haven (19th St.) Haven Beach, (119th St.)

OPEN PUBLIC HEARING  
No Comments  
CLOSE PUBLIC HEARING

18. Resolution 11-0204.12: Approve application to Ocean County Community Development Block Grant for Handicapped Beach Access Ramps, 93<sup>rd</sup>, 98<sup>th</sup>, 126<sup>th</sup>, 19<sup>th</sup>, and 119<sup>th</sup> Streets in the amount of \$60,000.00

**RESOLUTION 11-0204.12**

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that the 2011 application of the Township of Long Beach to the Ocean County Community Development Block Grant Program in the amount of \$60,000.00 for the construction of handicapped access beach ramps at the beach entrances in Peahala Park (93<sup>rd</sup> St.), Beach Haven Park, (98<sup>th</sup> St.), The Dunes (126<sup>th</sup> St.) North Beach Haven, (19<sup>th</sup> St.) Haven Beach; 119<sup>th</sup> Street is hereby approved by the Board of Commissioners.

Motion to approve Item 18 :

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

**COMMISSIONERS' REPORTS**

**Commissioner Knarre** announced that a free Rabies Clinics would be held in Beach Haven, Ship Bottom, Barnegat Light on May 7, 2011.

**Commissioner Knarre** also announced that the Cancer Early Education and Detection Program would be held on February 15<sup>th</sup> by appointment.

**Commissioner Bayard** had no comment.

**Mayor Mancini** announced the next meeting of the Board of Commissioners would take place on Friday, February 18, 2011 at 4:00 p.m. at which time the public hearings would be held for Ordinances 11-07C, 11-08C, 11-09C and 11-10.

**Mayor Mancini** also announced the next regular meeting of the Land Use Board would be held on Wednesday, February 9<sup>th</sup> at 7:00 p.m. in the 2<sup>nd</sup> floor multi-purpose room.

**Mayor Mancini** warned residents to be cautious of telephone and internet solicitations, noting reported scams and to call our Police Department, 494-3322 to report any problems.

**Mayor Mancini** also reminded residents to lock their cars and stressed not to text while driving.

**Mayor Mancini** announced the Polar Plunge would be held on 48<sup>th</sup> Street, Sunday Feb. 6<sup>th</sup>, to benefit St. Francis.

**OPEN PUBLIC SESSION**

No comments

**CLOSE PUBLIC SESSION**

Motion for adjournment at: 4:20 PM

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

\_\_\_\_\_  
Lynda J. Wells, RMC  
Municipal Clerk

\_\_\_\_\_  
Joseph H. Mancini, Mayor

\_\_\_\_\_  
Ralph H. Bayard, Commissioner

\_\_\_\_\_  
William P. Knarre, Commissioner



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