

**MINUTES**  
**REGULAR SESSION BOARD OF COMMISSIONERS FEBRUARY 6, 2009**

**Flag Salute**

Mayor Mancini introduced Cub Scout Pack 18 and asked them to lead the Salute to the Flag. He then presented them with, and read aloud, a Proclamation commemorating the 99<sup>th</sup> Anniversary of the Boy Scouts of America.

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

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

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

Municipal Clerk announced: Notice of the time and place of this meeting has been posted in the office of the Municipal Clerk, published by the BEACH HAVEN TIMES on January 7<sup>th</sup> 2009; the PRESS OF ATLANTIC CITY on January 3<sup>rd</sup> 2009; and the ASBURY PARK PRESS on December 23<sup>rd</sup> 2008; and filed with the Municipal Clerk.

Motion: To dispense with the reading of the minutes of the previous meetings of January 9<sup>th</sup> and January 23<sup>rd</sup> 2009 and to approve the same as recorded in the minute book:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

**AGENDA**

**PROCLAIM**

- Scouting Anniversary Week: February 1<sup>st</sup> through 7<sup>th</sup> 2009 marks the 99<sup>th</sup> Anniversary of the Boy Scouts of America "On My Honor, Timeless Values"
- National Wear Red Day: February 6<sup>th</sup> 2009 to show support for women's heart disease awareness.

**Bonnie Leonetti, Municipal Clerk/Administrator** explained this was the American Heart Association's national movement targeted to increase awareness about heart disease which was the leading cause of death for women.

**ORDINANCES/PUBLIC HEARINGS**

1. First Reading Ordinance 09-03: **AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK IN 2009 (N.J.S.A. 40A: 4-45.14)**

**Bonnie Leonetti, Municipal Clerk/Administrator** noted this would allow an increase in the budget from 2.5% to 3.5%. If this was not used, a CAP Bank could be created. 2<sup>nd</sup> Reading and Public Hearing would take place on 2/20/09.

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

**ADOPTIONS AND APPROVALS**

2. Resolution 09-0206.01: Authorize the Municipal Clerk to advertise for bids:
  - (2) 2009 Harley Davidson FLHTP Electra-Glide Police Motorcycles or equivalent for the Police Department
  - Emergency Repairs for the Water/Sewer Dept. (annual)

**RESOLUTION 09-0206.01**

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that the Municipal Clerk be and she is hereby authorized to advertise for bids for the following:

- (2) 2009 Harley Davidson FLHTP Electra-Glide Police Motorcycles or equivalent for the Police Department
- Annual contract for Emergency Repairs for the Water/Sewer Department

**Bonnie Leonetti, Municipal Clerk/Administrator** stated a contract for emergency repairs would result in cost savings to the Township should an emergency occur.

3. Resolution 09-0206.02(a&b): Authorize the Municipal Engineer to prepare applications:
  - a. 2009 NJEIT Water Main Replacement Project
  - b. 2009 NJEIT Sewer Main Replacement Project

**RESOLUTION 09-0206.02(a)**

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH,  
COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE SUBMISSION OF AN  
APPLICATION TO THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE FINANCING  
PROGRAM, PROJECT #1517001-008-0-0**

**WHEREAS**, the Township of Long Beach, County of Ocean, New Jersey intends to file an application with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust for the 2009 Water Main Replacement Project.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach, that Frank J. Little, Jr., Municipal Engineer, prepare the application and Ralph H. Bayard, Commissioner of Public Works, Parks and Property, be authorized to act as the Authorized Representative to represent the Township of Long Beach in all matters relating to the project undertaken pursuant to the above-referenced New Jersey Environmental Infrastructure Loan to be executed with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust. The Authorized Representative may be contacted at the Township of Long Beach, 6805 Long Beach Boulevard, Brant Beach, NJ 08008 (609) 361-6665.

**CERTIFICATION**

I, **BONNIE M. LEONETTI**, Municipal Clerk for the Township of Long Beach, do hereby certify that the foregoing Resolution 09-0206.02(a) was duly adopted by the Board of Commissioners at a regular meeting held Friday, February 6, 2009.

**CERTIFICATION**

The undersigned representative of the applicant being duly sworn according to law, upon his oath deposes and says that the information in the application and in the attached statements and exhibits is true, correct, and complete to the best of the applicant's knowledge, information and belief. The undersigned representative of the applicant further deposes and says that:

1. As evidenced by the ATTACHED CERTIFIED COPY OF THE RESOLUTION ADOPTED BY THE LOCAL GOVERNMENT UNIT, OR LETTER BY THE OWNER(S) OF THE PRIVATELY OWNED PUBLIC OR NONPROFIT NONCOMMUNITY WATER SYSTEMS, the undersigned representative has been authorized to file this application;
2. The applicant has agreed that if a Fund and a Trust loan for the project is made pursuant to N.J.A.C. 7:22-3, 4 and 5 (rules of the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust), the applicant will pay all costs of the approved project not covered by the Fund and Trust loans; and
3. The applicant agrees that all statements, data and supporting documents made or submitted by the applicant in connection with any applications for State or Federal assistance for the project are to be deemed a part of this application as if they were herein repeated and set forth in full.

**RESOLUTION 09-0206.02(b)**

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH,  
COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE SUBMISSION OF AN  
APPLICATION TO THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE FINANCING  
PROGRAM, PROJECT #S340023-02**

**WHEREAS**, the Township of Long Beach, County of Ocean, New Jersey intends to file an application with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust for the 2009 Sewer Main Replacement Project.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach, that Frank J. Little, Jr., Municipal Engineer, prepare the application and Ralph H. Bayard, Commissioner of Public Works, Parks and Property, be authorized to act as the Authorized Representative to represent the Township of Long Beach in all matters relating to the project undertaken pursuant to the above-referenced New Jersey Environmental Infrastructure Loan to be executed with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust. The Authorized Representative may be contacted at the Township of Long Beach, 6805 Long Beach Boulevard, Brant Beach, NJ 08008 (609) 361-6665.

**Bonnie Leonetti, Municipal Clerk/Administrator** advised the NJEIT provided low interest loans to the Township.

4. Resolution 09-0206.03: Authorize the Water/Sewer Utility Supervisor to apply for a supplemental loan: 2008 NJEIT Sewer Main Replacement Project

**RESOLUTION 09-0206.03**

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH,  
COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE SUBMISSION OF AN  
APPLICATION FOR A SUPPLEMENTAL LOAN FROM THE NEW JERSEY ENVIRONMENTAL  
INFRASTRUCTURE FINANCING PROGRAM, PROJECT #340023-01**

**WHEREAS**, the Township of Long Beach, County of Ocean, New Jersey intends to file an application with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust for a supplemental loan for the 2008 Sewer Main Replacement Project.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach, that David Ward, Water / Sewer Utilities Supervisor be authorized to act as the Authorized Representative to represent the Township of Long Beach in all matters relating to the project undertaken pursuant to the above-referenced New Jersey Environmental Infrastructure Loan to be executed with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust. The Authorized Representative may be contacted at the Township of Long Beach, 6805 Long Beach Boulevard, Brant Beach, NJ 08008 (609) 361-6670.

5. Resolution 09-0206.04: Approve personnel actions

**RESOLUTION 09-0206.04**

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

Hire the following as permanent, fulltime, (contractual Step 2) Police Officers effective February 6, 2009 as per Dept. of Personnel Certified List No. OL082059 with a base salary of \$43,574.00 to be paid from the Police Salary & Wage.

Brian Delpriora

Angelo Fiorentino

Approve a paid Medical Leave of Absence (FMLA/NJFLA) using accumulated sick days for RG effective retro-active from January 9, 2009 to January 30, 2009.

Approve a paid Medical Leave of Absence using accumulated sick days for RD effective retro-active from January 26, 2009 to January 30, 2009.

Approve the extension of an unpaid Medical Leave of Absence (FMLA/NJFLA) for MB pending receipt of doctor's certification acceptable to Long Beach Township effective February 6, 2009.

Approve the following amendments to FMLA/NJFLA granted to RH in Resolution 09-0109.04: Rescind the approval of FMLA/NJFLA for February 23, 2009 to February 27, 2009. Instead she will take paid vacation days from February 19, 2009 to March 3, 2009. Also rescind the FMLA/NJFLA approval from March 2, 2009 to March 20, 2009 as per the employee's request in a memo dated February 4, 2009.

**Bonnie Leonetti, Municipal Clerk/Administrator** related the proposed actions.

6. Resolution 09-0206.05: Authorize Long Beach Township's renewal membership in the Ocean County Municipal Joint Insurance Fund:  
Effective January 1, 2009 through December 31, 2011

**RESOLUTION 09-0206.05**

**RESOLUTION FOR RENEWAL OF MEMBERSHIP IN THE OCEAN COUNTY MUNICIPAL JOINT INSURANCE FUND**

**WHEREAS**, the Township of Long Beach is a member of the Ocean County Municipal Joint Insurance Fund; and

**WHEREAS**, said renewed membership terminates as of December 31, 2008 unless earlier renewed by agreement between the Municipality and the Fund; and

**WHEREAS**, the Board of Commissioners of the Township of Long Beach desires to renew said membership effective January 1, 2009 through December 31, 2011.

**NOW THEREFORE, BE IT RESOLVED** as follows:

1. The Township of Long Beach agrees to renew its membership in the Ocean County Municipal Joint Insurance Fund and to be subject to the Bylaws, Rules and Regulations, coverage, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.

2. The Mayor and Clerk shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the Ocean County Municipal Joint Insurance Fund evidencing the Municipality's intention to renew its membership.

Motion to approve Items 2 -6:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

**CONTRACTS AND AWARDS**

7. Resolution 09-0206.06: Authorize execution of Agreement between LBI Health Department and Richard Stockton College for Public Health Education:  
2009 Summer Intern for the Board of Health

**RESOLUTION 09-0206.06**

**AUTHORIZING THE LONG BEACH ISLAND HEALTH DEPARTMENT TO ENTER INTO AN AGREEMENT WITH RICHARD STOCKTON COLLEGE**

**WHEREAS**, the Long Beach Island Health Department has received an request to provide Richard Stockton College students with the opportunity for internships in the field of Public Health; and

**WHEREAS**, in order for the Long Beach Island Health Department to enter into an Agreement for these opportunities, it is necessary for it to be authorized by the Board of Commissioners; and

**WHEREAS**, the duties and responsibilities are more fully set forth in the Agreement, which is attached hereto, and made a part hereof as Schedule "A".

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach this 6<sup>th</sup> day of February 2009, that Timothy J. Hilferty, as Director, on behalf of the Long Beach Island Health Department, be and is hereby authorized to enter into an Agreement with Richard Stockton College and the Long Beach Island Health Department to provide students with internship opportunities in the field of Public Health; and

**BE IT FURTHER RESOLVED** that a copy of this resolution be forwarded along with the executed Agreement to Richard Stockton College.

8. Resolution 09-0206.07: Award a contract for the repair, sandblasting, cleaning and repainting of the Beach Haven Terrace Detention Tank, per bid:  
Valley Painting, Inc.: \$125,000.00

**RESOLUTION 09-0206.07**

**A RESOLUTION AWARDING A CONTRACT FOR THE REPAIR, CLEANING AND REPAINTING OF A 300,000 GALLON DETENTION TANK IN THE BEACH HAVEN TERRACE WATER PLANT OF THE TOWNSHIP OF LONG BEACH**

**WHEREAS**, the Township of Long Beach has solicited bids for the repair, cleaning and repainting of a 300,000 gallon detention tank in the Beach Haven Terrace Water Plant of the Township of Long Beach; and

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

**WHEREAS**, Valley Painting, Inc. gave the lowest qualified bid as per the Township's engineer and attorney's review and approval; and

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by Ordinance 08-20: Improvements to the Beach Haven Terrace Detention Tank, account #U-08-55-920-900 \$89,938.96, and Ordinance 08-37: Improvements to the Beach Haven Terrace Detention Tank (additional funds), account #U-08-55-923-901 \$35,061.04.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach this 6<sup>th</sup> day of February 2009, for the reasons aforesaid, that a contract be and is hereby awarded to:

Valley Painting, Inc.

610 Buck Road

Southampton, PA 18966-4428

in the amount of One Hundred Twenty Five Thousand Dollars (\$125,000.00) as stated in the bid received February 3rd 2009 for the repair, cleaning and repainting of a 300,000 gallon detention tank in the Beach Haven Terrace Water Plant.

9. Resolution 09-0206.08: Approve an amendment to a contract:  
Besam Entrance Solutions Northeast: Handicapped Access Doors for the Municipal Complex. Scope of the project was increased \$4,395.00.

**RESOLUTION 09-0206.08**

**WHEREAS**, pursuant to Resolution 07-1130.07(a) a contract was awarded to Besam Entrance Solutions Northeast for the purchase, installation, and warranty of four (4) swing door operators and eight (8) push plates for the Municipal Court doors and the handicapped entrance to the Long Beach Township Municipal Complex pursuant to Long Beach Township's approved 2006 Community Development Block Grant in an amount not to exceed Eight Thousand Four Hundred Seventy Five Dollars (\$8,475.00) as per quotation #10752 received September 26, 2007; and

**WHEREAS**, the original scope of the project was increased, with the approval of the Ocean County Planning Board CDBG, to include the conversion of additional entranceways into the Municipal Complex. Quotations for the additional work were obtained with Besam submitting the lowest quote at a cost of Four Thousand Three Hundred Ninety Five Dollars (\$4,395.00).

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that the contract awarded to Besam Entrance Solutions Northeast be and is hereby amended to reflect a total contract cost of Twelve Thousand Eight Hundred Seventy Dollars (\$12,870.00). **Bonnie Leonetti, Municipal Clerk/Administrator** explained one (1) exterior door and one (1) interior door were added to the project that was originally for four (4) doors.

10. Resolution 09-0206.09(a-d): Approve various Shared Service Agreements with the County of Ocean:
- a. Prosecutor's Program: Assists in the investigation of fatal traffic accidents, traffic enforcement, and education  
\$60.00 per hour per Officer
  - b. Driving While Intoxicated Checkpoints: to identify and remove intoxicated drivers from the roadways  
\$60.00 per hour per Officer
  - c. Animal Facility Services: Stafford Township facility
  - d. Ocean County: 2009 Municipal Alliance \$24,975.00 grant

**RESOLUTION 09-0206.09(a)**

**A RESOLUTION AUTHORIZING THE RENEWAL OF A SHARED SERVICE AGREEMENT WITH OCEAN COUNTY FOR THE PROSECUTOR'S PROGRAM: ASSISTANCE IN THE INVESTIGATION, PROSECUTION OF FATAL ACCIDENTS, TRAFFIC ENFORCEMENT AND EDUCATION**

**WHEREAS**, the Township of Long Beach desires to continue to participate in the Ocean County Prosecutor's Program (formerly known as the Fatal Accident Support Team, F.A.S.T.); and

**WHEREAS**, the Traffic Safety Officers are required and available through the municipalities within the County of Ocean; and

**WHEREAS**, funds for these services are available within the Ocean County 2009 Budget under the appropriation entitled "Prosecutor's Program".

**NOW, THEREFORE, BE IT RESOLVED** the Board of Commissioners of the Township of Long Beach does hereby authorize the execution of the renewal of the Ocean County Prosecutor's Program (formerly known as the Fatal Accident Support Team, F.A.S.T) effective January 1, 2009 through December 31, 2009 with compensation to the Township set at the rate of fifty (\$60.00) per hour per officer.

**BE IT FURTHER RESOLVED**, that certified copies of this Resolution shall be forwarded to the Ocean County Office of the Prosecutor and Department of Finance.

**RESOLUTION 09-0206.09(b)**

**A RESOLUTION AUTHORIZING THE RENEWAL OF A SHARED SERVICE AGREEMENT WITH OCEAN COUNTY FOR THE DRIVING WHILE INTOXICATED CHECKPOINTS PROGRAM**

**WHEREAS**, the Township of Long Beach desires to continue to participate in the Ocean County Driving While Intoxicated Checkpoints Program; and

**WHEREAS**, there is a continued need for Police Officers to be assigned to various DWI checkpoints; and

**WHEREAS**, funds for these services are received from the State of New Jersey and County of Ocean.

**NOW, THEREFORE, BE IT RESOLVED** the Board of Commissioners of the Township of Long Beach does hereby authorize the execution of the renewal of the Ocean County Driving While Intoxicated Checkpoints Program Shared Service Agreement effective January 1, 2009 through December 31, 2009 with compensation to the Township set at the rate of fifty (\$60.00) per hour per officer.

**BE IT FURTHER RESOLVED**, that certified copies of this Resolution shall be forwarded to the Ocean County Office of the Prosecutor and Department of Finance.

**RESOLUTION 09-0206.09(c)**

**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 Interlocal Services Act, N.J.S.A. 40:8-1 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 2009.

**RESOLUTION 09-0206.09(d)**

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that Commissioner DiAnne C. Gove, Director of Revenue & Finance and the Municipal Alliance Chairperson be and they hereby are authorized and directed to execute the Municipal Alliance agreement for the prevention of alcoholism and drug abuse with the County of Ocean for the term of January 1, 2009 to December 31, 2009 the total compensation to be received not to exceed \$24,975.00.

11. Resolution 09-0206.10: Award a contract for fuel oil, per Cooperative Pricing Agreement (with the Township of Stafford):  
Pedroni Fuel Co.: Super Unleaded Gasoline \$.0224 fixed margin

**RESOLUTION 09-0206.10**

**RESOLUTION AUTHORIZING A CONTRACT FOR SUPPLY AND DELIVERY OF UNLEADED SUPER GASOLINE BASED ON BID PROCURED BY THE STAFFORD TOWNSHIP COOPERATIVE PRICING SYSTEM**

**WHEREAS**, Long Beach Township is a participating entity of the Stafford Township Cooperative Pricing System, Identifier #33-OCCP-5/08; and

**WHEREAS**, the Township wishes to utilize the Stafford Township Cooperative Pricing System to contract for the supply and delivery of super unleaded gasoline as may be required for various municipal vehicles; and

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

**WHEREAS**, Pedroni Fuel Company was the lowest qualified bidder for Identifier #33-OCCP-5/08 for super unleaded gasoline by the Stafford Township Cooperative Pricing System.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach at a regular meeting held Friday, February 6, 2009 that the Mayor and Municipal Clerk shall be and are hereby authorized to execute contracts as follows:

- Effective through October 18, 2009, for super unleaded gasoline as described above, pursuant to the bid specifications and subject to the Daily Journal of Commerce price, plus the fixed margin price of \$.0224, commonly recognized and used by the industry.
12. Resolution 09-0206.11(a&b): Award various Professional Service contract renewals
- a. William Antonides: Auditor, NTE \$110.00 per hour  
Island Medical: Medical Services, as per fee schedule
  - b. Christopher Reid: Conflict Public Defender,  
\$200.00 per case

**RESOLUTION 09-0206.11(a)**

**RESOLUTION AUTHORIZING AWARD OF CONTRACTS FOR PROFESSIONAL SERVICES**

**WHEREAS**, the Township of Long Beach has a need to acquire various professional services as listed below as an alternative method contract pursuant to the provisions of N.J.S.A.19:44A-20.4 or 20.5; and

**WHEREAS**, P.L. 195, Chapter 353 of the laws of the State of New Jersey provide that certain professional services are exempt from public bidding; and

**WHEREAS**, the Township of Long Beach wishes to award contracts without competitive bidding for various professional services pursuant to NJSA 40A:11-5(a)(a)(i). Such contracts and resolutions are available for public inspection at the office of the Township Clerk; and

**WHEREAS**, the statute defines professional services as services rendered by a person authorized by law to practice a recognized profession, which practice is regulated by law; and

**WHEREAS**, the listed services are recognized professions, which professions are regulated by law; and

**WHEREAS**, those listed below completed and submitted Business Entity Disclosure Certifications which certify that they have not made any reportable contributions to a political or candidate committee in the Township of Long Beach in the previous one year, and that the contract will prohibit those listed from making any reportable contributions through the term of the contract; and

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

**WHEREAS**, the Chief Financial Officer has provided certification of the availability of funds as per N.J.A.C. 5:30-5.4.

**NOW, THEREFORE BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach authorizes the Mayor to enter into contracts for one year or as per specific contract terms, with the Professionals listed below as described herein; and

<b><u>NAME</u></b>	<b><u>DESCRIPTION OF SERVICES</u></b>	<b><u>AMOUNT</u></b>
William E. Antonides & Co.	Auditor	Hourly Max. \$110.00

Island Medical P.A.	Medical Services	per visit: \$55.00 to 130.00
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**BE IT FURTHER RESOLVED** that the Business Disclosure Entity Certification and the Political Contribution Disclosure Form be placed on file with this resolution; and

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

**RESOLUTION 09-0206.11(b)**

**RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR PROFESSIONAL SERVICES**

**WHEREAS**, the Township of Long Beach has a need to acquire the professional service listed below as a non-fair and open contract pursuant to the provisions of N.J.S.A.19:44A-20.4 or 20.5; and

**WHEREAS**, P.L. 195, Chapter 353 of the laws of the State of New Jersey provide that certain professional services are exempt from public bidding; and

**WHEREAS**, the Township of Long Beach wishes to award a contract without competitive bidding for professional services pursuant to NJSA 40A:11-5(a)(a)(i). Such contract and resolution is available for public inspection at the office of the Township Clerk.

**WHEREAS**, the statute defines professional services as services rendered by a person authorized by law to practice a recognized profession, which practice is regulated by law; and

**WHEREAS**, the listed services is a recognized profession, which profession is regulated by law; and

**WHEREAS**, the Board of Commissioners of Township of Long Beach has determined and certified in writing that the value of the services will not exceed \$17,500.00; and

**WHEREAS**, the CFO has provided certification of the availability of funds as per N.J.A.C. 5:30-5.4.

**NOW, THEREFORE BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach authorizes the Mayor to enter into a contract with the Professional listed below as described herein effective through December 31, 2009; and

<u>NAME</u>	<u>DESCRIPTION OF SERVICES</u>	<u>AMOUNT</u>
Christopher Reid, Esq.	Conflict Public Defender	\$200.00 per case

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

13. Resolution 09-0206.12: Approve the execution of contract for Police Off-Duty Services: New Jersey Natural Gas for various 2009 projects

**RESOLUTION 09-0206.12**

**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 an annual contract with the New Jersey Natural Gas Company for various Police Off-Duty Services during the 2009 calendar year.

14. Resolution 09-0206.13: Terminate the extension of various Professional Service Contracts pursuant to Resolution 08-1230.08

**RESOLUTION 09-0206.13**

**WHEREAS**, the Township of Long Beach had various professional contracts awarded during the year 2008 which were due to expire on December 31, 2008; and

**WHEREAS**, the State of New Jersey has implemented into law Pay to Play regulations which require certain documents to be submitted in advance of awards of alternative method professional service contracts; and

**WHEREAS**, the Township of Long Beach had a need to award alternative method contracts for various professional services for the year 2009 subject to the provisions of N.J.S.A.19:44A-20.4 (Pay to Play regulations which require certain documents to be in the hands of the Township well in advance of contract awards); and

**WHEREAS**, the Township of Long Beach approved the temporary extension of any and all professional service contracts due to expire on December 31, 2008 pursuant to Resolution 08-1230.08 on December 30, 2008 due to these requirements.

**NOW, THEREFORE, BE IT RESOLVED** as ample time has been given for all documents to be submitted, the Board of Commissioners of the Township of Long Beach does hereby terminate any 2008 Professional Service Contracts that were granted the aforesaid temporary extension as of this date of February 6, 2009.

**Bonnie Leonetti, Municipal Clerk/Administrator** stated all extensions were now terminated.

Motion to approve Items 7 - 14:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

**FINANCIAL APPROVALS**

15. Resolution 09-0206.14: Approve an amendment to the 2009 Temporary Municipal Budget and the 2009 Temporary Water/Sewer Budget

**RESOLUTION 09-0206.14**

**WHEREAS**, the Chief Financial Officer of the Township of Long Beach has determined that an increase to the 2009 Temporary Budgets, approved pursuant to Resolution 08-1230.09, is necessary due to various reasons; and

**WHEREAS**, appropriations for the 2009 Current Fund Temporary Budget and the 2009 Water/Sewer Temporary Budget shall be increased pursuant to Schedules A and B 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 2009 Temporary Budgets.

**Bonnie Leonetti, Municipal Clerk/Administrator** stated both budgets were increased. The Municipal Budget included a grant for the purchase of two (2) police department motorcycles. The Water/Sewer Budget included an increase to offset water supply costs from adjacent municipalities that provide water to portions of the Township.

16. Resolution 09-0206.15: Authorize the cancellation of an appropriation:

CDBG CT-779-06 Handicap Access-Municipal Courtroom: \$15,075.80

**RESOLUTION 09-0206.15**

**WHEREAS**, as per Resolution 07-1130.07(a), the Township of Long Beach awarded a contract to Besam Entrance Solutions Northeast for the purchase, installation, and warranty of four (4) swing door operators and eight (8) push plates for the Municipal Court doors and the handicapped entrance to the Long Beach Township Municipal Complex pursuant to the 2006 Community Development Block Grant; and

**WHEREAS**, the Chief Financial Officer has accounted for all expenditures on the completed project and has certified to the County of Ocean Planning Department an unexpended balance of \$15,075.80.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that the Chief Financial Officer be directed to cancel the unexpended balance of Fifteen Thousand

Seventy Five Dollars and Eighty Cents (\$15,075.80) pursuant to the CDBG CT-779-06 Handicap Access-Municipal Courtroom project.

**Bonnie Leonetti, Municipal Clerk/Administrator** said total allotted funding was not required to finish the project.

17. Resolution 09-0206.16: Approve a commitment of payment to defray the cost for the purchase of a new fire truck for Barnegat Light Volunteer Fire Company:  
\$15,000.00 annually for five years

**RESOLUTION 09-0206.16**

**WHEREAS**, the Barnegat Light Volunteer Fire Company #1, Inc., located in Barnegat Light New Jersey, provides fire protection to various sections of Long Beach Township; and

**WHEREAS**, the Barnegat Light Volunteer Fire Company #1, Inc. has requested a contribution from Long Beach Township to defray the cost of a new fire truck.

**NOW THEREFORE BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach at a regular meeting Friday, February 6, 2009 that the Board of Commissioners does hereby approve an annual payment of Fifteen Thousand Dollars (\$15,000.00) for each of five (5) years, 2009 through 2013, for a total cumulative contribution of \$75,000.00, to defray the cost of a new fire truck for use by Barnegat Light Volunteer Fire Company #1, Inc.; said contribution is made in addition to the annual Long Beach Township contribution to the Barnegat Light Volunteer Fire Company #1, Inc.

**Bonnie Leonetti, Municipal Clerk/Administrator** explained the Fire Company planned to trade in various equipment and purchase a used fire truck in the near future.

18. Resolution 09-0206.17: Approve the transfer of reserve appropriations

**RESOLUTION 09-0206.17**

**WHEREAS**, the statutes provide for the making of Reserve Appropriation transfers between the period of January 01, 2009 and March 31, 2009; 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:

**RESERVE APPROPRIATIONS**

<u>FROM:</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>
Sanitary Landfill O/E	8-01-26-306-029	36,800.00
	Total	<b>\$36,800.00</b>

  

<u>TO:</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>
Legal O/E	8-01-20-155-100	36,800.00
	Total	<b>\$36,800.00</b>

19. Resolution 09-0206.18: Approve Bills & Payroll  
Bills in the amount of: \$10,952,205.47  
Payrolls in the amount of: \$ 393,031.74

**RESOLUTION 09-0206.18**

**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 \$393,031.74.

**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 \$10,952,205.47 be and the same are hereby authorized to be paid on February 6, 2009.

2. The said approved payroll amounting to the sum of \$393,031.74 be and the same are hereby authorized to be paid on February 6, 2009.

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.

**Bonnie Leonetti, Municipal Clerk/Administrator** noted Local and Regional School taxes were paid, and a change to an investment was made.

Motion to approve Items 15 - 19:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

**Mayor Mancini** abstained from Southern Ocean County Hospital voucher(s).

**Commissioner Gove** abstained from Ocean County Utilities Authority voucher(s).

**Commissioner Gove** invoked the Doctrine of Necessity in order to vote on the Southern Ocean County Hospital voucher(s).

**Mayor Mancini** announced:

**COMMUNITY DEVELOPMENT BLOCK GRANT HEARING  
REGARDING APPLICATIONS FOR THE TOWNSHIP OF LONG BEACH AND THE  
LONG BEACH ISLAND COMMUNITY CENTER  
PRESENTATIONS**

- Long Beach Island Community Center Application: \$80,000.00 for Counseling and Children's Services

**Constance Becraft, Director of Community Development** of the Long Beach Island Community Center thanked the Governing Body and Bonnie Leonetti, Municipal Clerk/Administrator for their support and stated that the application was in the amount of \$80,000.00 for Counseling and Children's Services. Ms. Becraft explained the funds would be used for staffing these programs that help to support moderate to low-income individuals. She noted the prior year funding was in the amount of \$54,000.00, all of which was utilized. She also said as funds run out, programs must be curtailed. She asked that anyone seeking additional information feel free to contact her at the St. Francis Center.

**Comments:** There was no comment from the public.

- Long Beach Township Application: \$75,000.00 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 \$75,000.00 for the construction of ADA compliant handicapped access beach ramps on: Dune Lane (127<sup>th</sup> St.), Beach Haven Dunes; Meade Ave. (68<sup>th</sup> St.), Brant Beach; Alabama Ave. (99<sup>th</sup> St.) Beach Haven Park; Louisiana Ave. (105<sup>th</sup> St.) Beach Haven Park; No. Carolina Ave. (111<sup>th</sup> St.) Haven Beach; 14<sup>th</sup> Street, North Beach Haven; and Loveladies Lane, Loveladies

**Comments:** There was no comment from the public.

20. Resolution 09-0206.19: Approve 2009 Community Block Grant Application for the Long Beach Island Community Center

**RESOLUTION 09-0206.19**

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that the 2009 application of the Long Beach Island Community Center, Inc. to the Ocean County Community Development Block Grant Program in the amount of \$80,000.00 for Counseling and Children's Services, is hereby approved by the Board of Commissioners.

21. Resolution 09-0206.20: Approve 2009 Community Block Grant Application for Long Beach Twp

**RESOLUTION 09-0206.20**

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that the 2009 application of the Township of Long Beach to the Ocean County Community Development Block Grant Program in the amount of \$75,000.00 for the construction of handicapped access beach ramps at the beach entrances to Dune Lane (127<sup>th</sup> St.), Beach Haven Dunes; Meade Ave. (68<sup>th</sup> St.), Brant Beach; Alabama Ave. (99<sup>th</sup> St.) Beach Haven Park; Louisiana Ave. (105<sup>th</sup> St.) Beach Haven Park; No. Carolina Ave. (111<sup>th</sup> St.) Haven Beach; 14<sup>th</sup> Street, North Beach Haven; and Loveladies Lane, Loveladies is hereby approved by the Board of Commissioners.

Motion to approve Items 20 & 21:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

**Commissioner Gove** abstained from the Long Beach Island Community Center vote as she was a Board member.

**Mayor Mancini** stated the Tax Collector's Report for the month of January 2009 is on file in the Municipal Clerk's Office.

**COMMISSIONERS' REPORTS**

**Commissioner Bayard** asked residents not to place brush on the dunes as it was unsightly and also caused damage to dune fencing.

**Commissioner Gove** noted taxes were due as of February 1<sup>st</sup>, and interest would be assessed after February 10<sup>th</sup>. She stated sewer bills were due March 1<sup>st</sup>. She thanked the Board of Health for raising awareness concerning women's heart health.

**Mayor Mancini** announced the next meetings of the Board of Commissioners and the Land Use Board.

**OPEN PUBLIC SESSION**

**Robert Irvine / Beach Haven Crest** asked if Christopher Reid, Esq. was the Public Defender in lieu of Stuart Snyder, Esq.

**Mayor Mancini** explained Mr. Reid would act in this capacity only in conflict situations.

**CLOSE PUBLIC SESSION**

Motion for adjournment at: 4:28 p.m.

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

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Bonnie M. Leonetti, RMC, CMC  
Municipal Clerk

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Joseph H. Mancini, Mayor

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DiAnne C. Gove, Comm.

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Ralph H. Bayard, Comm.