

**MINUTES**  
**REGULAR SESSION BOARD OF COMMISSIONERS FEBRUARY 8, 2008**  
**Flag Salute**

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

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

Also in attendance: Bonnie M. Leonetti, Municipal Clerk  
Richard J. Shackleton, Esq.  
Elizabeth Jones, CFO  
William Antonides, Auditor

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 5, 2007; and filed with the Municipal Clerk.

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

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

**AGENDA**

**Cub Scout Pack 18** let the salute to the Flag.

**Proclaim:** Scouting Anniversary Week February 3<sup>rd</sup> through 9<sup>th</sup>, 2008  
Boy Scouts of America 98<sup>th</sup> Anniversary

**The Commissioners** presented a Proclamation to the Cub Scouts which **Mayor Gove** read aloud. She spoke regarding the many ways in which Scouting fosters strong character and the spirit of community service in boys and young men.

**Recognize William Freeland:** Retiring from BSA Jersey Shore Council

**Mayor Gove** read a Proclamation in honor of Mr. Freeland and noted his 56 years of dedicated service to the Boy Scouts of America.

**ORDINANCES / PUBLIC HEARINGS**

1. Second Reading Ordinance 08-01: **AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK IN 2008 (N.J.S.A. 40A: 4-45.14)**

**Mayor Gove** explained the purpose of the Ordinance to the Public.

**Commissioner Palmer** advised that the New Jersey Department of Community Affairs recommended municipalities adopt this ordinance and stressed the fact that the additional 1% afforded need not be used. Passed as on first reading at a regular meeting held on January 18, 2008 advertised in the BEACH HAVEN TIMES, issue of January 23, 2008.

**ORDINANCE 08-01**

**AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK IN 2008 (N.J.S.A. 40A: 4-45.14)**

**THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, DO ORDAIN:**

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

**WHEREAS**, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

**WHEREAS**, the Township Commissioners of the Township of Long Beach in the County of Ocean finds it advisable and necessary to increase its CY 2008 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

**WHEREAS**, the Township Commissioners hereby determine that a 1.0% increase in the budget for said year, amounting to \$161,561.48 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

**WHEREAS**, the Township Commissioners hereby determine that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Township Commissioners of the Township of Long Beach, in the County of Ocean, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2007 budget year, the final appropriations of the Township of Long Beach shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 1.0%, amounting to \$565,465.18, and that the CY 2008 municipal budget for the Township of Long Beach be approved and adopted in accordance with this ordinance; and

**BE IT FURTHER ORDAINED**, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

**NOTICE**

Public Notice is hereby given that the foregoing Ordinance was introduced and passed on the first reading at a regular meeting of the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, held on Friday, January 18, 2008 at 4:00 p.m.

Further public notice is hereby given that said ordinance shall be considered for final passage and adoption at a regular meeting of the Board of Commissioners to be held on Friday, February 8, 2008 at 4:00 p.m. at the Public Safety Building, 6805 Long Beach Blvd., Brant Beach, NJ 08008.

#### **CERTIFICATION**

I, **Bonnie M. Leonetti, RMC/CMC**, Municipal Clerk for the Township of Long Beach do hereby certify that the foregoing Ordinance 08-01 was duly adopted by the Board of Commissioners at their meeting held on Friday, February 8, 2008 at 4:00 p.m.

#### **OPEN PUBLIC HEARING**

**Robert Irvine / Beach Haven Crest, Pat Moran / North Beach, John Connolly / Beach Haven Crest, and Peter Trainor / North Beach Haven** did not condone the adoption of Ordinance 08-01.

**Robert Irvine / Beach Haven Crest** asked when the budget would be available to the public, if the Water/Sewer budget was included in municipal budget and/or subject to Ordinance 08-01, and when the municipal election would be held. He read aloud a letter from a member of the LBT 10 Taxpayers Association opposing the adoption of Ordinance 08-01.

**Elizabeth Jones, CFO and William Antonides, Auditor** explained the budget would be introduced in March. They stated at least twenty eight days must elapse between the date of introduction and final adoption of the municipal budget.

**Mayor Gove** responded the municipal election would be held on May 13<sup>th</sup>, and the Water/Sewer Budget was not affected by Ordinance 08-01.

**John Connolly / Beach Haven Crest** asked what unforeseen costs would cause the municipal budget to exceed 2.5%; questioned money transferred between various municipal line items; and if there was a budget surplus. He suggested a long term plan for budgeting municipal debt be implemented.

**William Antonides, Auditor** stated the Ordinance to exceed the CAP was a standard that many municipalities adopted annually. He advised the transfers between line items represented various unexpended balances. He also confirmed there was a budget surplus.

**John Connolly / Beach Haven Crest** asked the surplus be used to pay down debt as that could eliminate the need to exceed the 2.5% CAP. He commented on retirement costs, bond issues, debt service, and the 2008 Water/Sewer budget.

**Peter Trainor / North Beach Haven** asked if the additional 1% afforded by adoption of the CAP ordinance each year since 2004 had ever been utilized.

**The Commissioners** responded that it had not been used in the past.

**Commissioner Bayard** explained the CAP ordinance has been adopted by Long Beach Township in the event that unforeseen expenses were passed down to municipalities by the State. He advised the public that the municipal tax rate had increased minimally since 2005, demonstrating the CAP ordinance was not always implemented. He explained the Township had been increasing its surplus over the past four years and was in good financial shape at this time. He supported the adoption of Ordinance 08-01.

**Peter Trainor / North Beach Haven** suggested Ordinance 08-01 not be adopted as it had not been needed or used previously. He asked what emergency expenses had been incurred in 2007 and how long Commissioner Palmer had been the Director of the Water/Sewer Department.

**Commissioner Palmer** advised sections of the Township's infrastructure were very old and emergency repairs to water and sewer mains had been made in 2007. He stated he had been the Commissioner of the Water/Sewer Department for seven years.

**Peter Trainor / North Beach Haven** responded a long term plan to address the replacement of aged infrastructure should have been formulated seven years ago.

**Commissioner Palmer** noted he had planned for water main replacements which were nearly completed, and was now working towards the replacement of sewer mains.

#### **CLOSE PUBLIC HEARING**

Motion to adopt Ordinance 08-01 on Second Reading:

Motion: Palmer                      Ayes: Bayard, Palmer, Gove

Second: Bayard                      Nays:

2. Second Reading Ordinance 08-02: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" AN ORDINANCE AUTHORIZING THE SALE OF UNNEEDED LANDS OWNED BY THE TOWNSHIP OF LONG BEACH KNOWN AS BLOCK 8.01 LOT 4.01 BY AUCTION PURSUANT TO N.J.S.A. 40A:12-13(B)(5).**

Passed as on first reading at a regular meeting held on January 18, 2008 advertised in the BEACH HAVEN TIMES, issue of January 23, 2008.

#### **ORDINANCE 08-02**

**AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" AN ORDINANCE AUTHORIZING THE SALE OF UNNEEDED LANDS OWNED BY THE TOWNSHIP OF LONG BEACH KNOWN AS BLOCK 8.01 LOT 4.01 BY AUCTION PURSUANT TO N.J.S.A. 40A:12-13(B)(5).**

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

#### **STATEMENT OF PURPOSE**

The purpose of this Ordinance is to dispose of unneeded riparian lands owned by the Township of Long Beach as the result of an In Rem Tax Foreclosure by offering the same at auction at bid with an upset price or minimum acceptable bid price of \$15,000.00.

#### **SECTION I**

The Board of Commissioners of the Township of Long Beach having found and determined that Block 8.01 Lot 4.01 as shown on the Tax Assessment Map of the Township of Long Beach are lands which are of no useful purpose to the Township and one of the abutting owners, the owner owning the abutting upland contiguous to the said lot in the said block having expressed an interest in acquiring the same The Board of Commissioners of the Township of Long Beach does hereby determine and authorize, pursuant

to N.J.S.A. 40A:12-13(b)(5), the sale the said lot in the said block at public auction to be advertised by the Clerk as to time, place and minimum bid.

#### **SECTION II**

The sale will take place at public auction to be conducted within 60 days after the effective date of this Ordinance.

#### **SECTION III**

The minimum acceptable bid for the sale of the lot being sold pursuant to this Ordinance is \$15,000.00.

#### **SECTION IV**

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

#### **SECTION V**

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 VI**

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

#### **NOTICE**

Public Notice is hereby given that the foregoing Ordinance was introduced and passed on the first reading at a regular meeting of the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, held on Friday, January 18, 2008 at 4:00 p.m.

Further public notice is hereby given that said ordinance shall be considered for final passage and adoption at a regular meeting of the Board of Commissioners to be held on Friday, February 8, 2008 4:00 p.m. at the Public Safety Building, 6805 Long Beach Blvd., Brant Beach, NJ 08008.

#### **CERTIFICATION**

I, **Bonnie M. Leonetti, RMC/CMC**, Municipal Clerk for the Township of Long Beach do hereby certify that the foregoing Ordinance 08-02 was duly adopted by the Board of Commissioners at their meeting held on Friday, February 8, 2008 at 4:00 p.m.

#### **OPEN PUBLIC HEARING**

**Patrick Moran / North Beach** asked where the property was located.

**Mayor Gove** replied the property was located on Ohio Avenue in the Dunes section of the Township.

#### **CLOSE PUBLIC HEARING**

Motion to adopt Ordinance 08-02 on Second Reading:

Motion: Palmer           Ayes: Bayard, Palmer, Gove

Second: Bayard       Nays:

3. Resolution 08-0208.01: Approve introduction of the Temporary Capital Budget

#### **RESOLUTION 08-0208.01**

**WHEREAS**, the statutes provide for the making of temporary appropriations for the period of January 1<sup>st</sup> to the date of adoption of the Local Municipal Budget; and

**WHEREAS**, the Governing Body of the Township of Long Beach, County of Ocean, desires to provide for an orderly method to meet claims during the foresaid period, prior to the adoption of the Local Municipal Budget.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that the following appropriations, attached as Schedule C, are hereby adopted as the 2008 Temporary Capital Budget.

**Mayor Gove** noted the statutes provided for the making of temporary appropriations for the period of January 1<sup>st</sup> to the date of adoption of the Local Municipal Budget.

Motion to approve Item 3:

Motion: Palmer           Ayes: Bayard, Palmer, Gove

Second: Bayard       Nays:

4. First Reading Ordinance 08-03: **AN ORDINANCE AUTHORIZING THE ACQUISITION OF A FRONT END LOADER FOR THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY; APPROPRIATING THE SUM OF \$180,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$171,000; MAKING CERTAIN DETERMINATIONS AND CONVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

**Mayor Gove** stated the second Reading and public hearing would be held on February 22<sup>nd</sup>.

Motion to approve Ordinance 08-03 on First Reading:

Motion: Palmer           Ayes: Bayard, Palmer, Gove

Second: Bayard       Nays:

5. Resolution 08-0208.02: Approve introduction of the Temporary Utility Capital Budget

#### **RESOLUTION 08-0208.02**

**WHEREAS**, the statutes provide for the making of temporary appropriations for the period of January 1<sup>st</sup> to the date of adoption of the Local Municipal Budget; and

**WHEREAS**, the Governing Body of the Township of Long Beach, County of Ocean, desires to provide for an orderly method to meet claims during the foresaid period, prior to the adoption of the Local Municipal Budget.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that the following appropriations, attached as Schedule D, are hereby adopted as the 2008 Temporary Utility Capital Budget.

**Mayor Gove** noted the statutes provided for the making of temporary appropriations for the period of January 1<sup>st</sup> to the date of adoption of the Local Municipal Budget.

Motion to approve Item 5:

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

6. First Reading Ordinance 08-04: **BOND ORDINANCE PROVIDING FOR A PORTION OF THE FUNDING FOR THE CONSTRUCTION OF VARIOUS IMPROVEMENTS TO THE TOWNSHIP'S SANITARY SEWER SYSTEM; APPROPRIATING THE SUM OF \$700,000 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 \$700,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

**Mayor Gove** stated the second Reading and public hearing would be held on February 22<sup>nd</sup>.

Motion to approve Ordinance 08-04 on First Reading:

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

7. First Reading Ordinance 08-05C: **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 PART I, DEALS WITH ADMINISTRATIVE LEGISLATION BY ADOPTING A NEW CHAPTER, CHAPTER 28, TO BE ENTITLED RECREATION AND SPECIAL ACTIVITIES COMMITTEE**

**Mayor Gove** stated the second Reading and public hearing would be held on February 22<sup>nd</sup>.

Motion to approve Ordinance 08-05 on First Reading:

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

#### **ADOPTIONS, APPROVALS**

8. Resolution 08-0208.03: Approve various changes to Water / Sewer accounts

#### **RESOLUTION 08-0208.03**

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

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

<b>Blk:</b>	<b>Lot:</b>	<b>Acct:</b>	<b>Year:</b>	<b>Cancel/Change:</b>	<b>Amount:</b>
4.10	3	901-0 Sewer	2008	To Stand-by	\$421.00
5.13	10	1523-0 Sewer	2008	To Stand-by	421.00
8.05	2	2594-0 Sewer	2008	To Stand-by	421.00
12.18	8	4152-0 Sewer	2008	To Stand-by	421.00
13.15	7	4479-0 Sewer	2008	To Stand-by	421.00
14.04	9	4614-0 Sewer	2008	To Stand-by	421.00
15.03	19	4988-0 Sewer	2008	Converted to Single	421.00
15.52	2	5422-0 Sewer	2008	To Stand-by	421.00
18.95	1.01	6636-0 Sewer	2008	To Stand-by	421.00

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

9. Resolution 08-0208.04: Approve personnel actions

#### **RESOLUTION 08-0208.04**

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

#### **BEACH PATROL**

Hire Marianne Murphy as a Seasonal Beach Badge Program Assistant Supervisor at the rate of \$13.80 per hour to be paid from Beach Badge Salary & Wage effective retro-active to February 2, 2008.

#### **BUILDING**

Approve a paid Medical Leave of Absence for Jon Sprague using accumulated sick days effective retro-active January 14 thru January 28, 2008.

#### **CLERK**

Change Kyle Ominski's employment to a permanent, full time Clerk/Typist to serve 3 days a week in the Finance office and 2 days a week in the Municipal Clerk's office at an annual base salary of \$29,000.00 with 3/5 of the total salary to be paid by Finance Salary & Wage and 2/5 of the total salary to be paid by the Municipal Clerk Salary & Wage, subject to the routine working test period effective retro active to February 4, 2008.

#### **POLICE**

Extend the Temporary Part Time employment for the following Public Safety Telecommunicator Trainees at the same rate of pay effective February 8, 2008.

Lauren Masterson Donna Liming-Griffin

Appoint the following as a full time Class II Special Law Enforcement Officer as per Statute at a rate of \$15.50 per hour effective February 8, 2008.

James Jurewicz

#### **PUBLIC WORKS**

Approve, as per Ordinance 07-50C, a vacation of 17 consecutive working days plus 3 personal days for Rosemary Hirsekorn effective February 21, 2008 to March 20, 2008.

Approve an annual stipend of \$1,000.00 for the year of 2008 for Thomas Yurkevicz for holding a Commercial Drivers License in accordance with the current Teamsters Contract.

**Mayor Gove** read aloud the various proposed actions.

10. Resolution 08-0208.05: Approve correction to Resolution 07-1214.01(a):

Additional members of LEPC & HMPC: Maria Scandale and Lt. Paul Vereb

**RESOLUTION 08-0208.05**

**WHEREAS**, pursuant to Resolution 07-1214.01(a) the Township of Long Beach Office of Emergency Management appointed a Local Emergency Planning Committee (LEPC) and a Hazardous Mitigation Planning Committee (HMPC); and

**WHEREAS**, the additional following individuals have agreed to serve as members of the LEPC and the HMPC:

Maria Scandale                      Media Representative

Paul Vereb                              Evacuation / Alert Warning Annexes (OEM)

**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 additional members of the 2008 Local Emergency Planning Committee and the 2008 Hazardous Mitigation Planning Committee from January 1, 2008 through December 31, 2008.

11. Resolution 08-0208.06: Authorize the cancellation of bids for emergency repairs for the Water / Sewer Dept. and grant authorization to re-bid

**RESOLUTION 08-0208.06**

**RESOLUTION REJECTING ALL EMERGENCY REPAIRS: WATER DISTRIBUTION & SEWER CONVEYANCE SYSTEMS AND EMERGENCY REPAIRS: WATER & SEWER ELECTRICAL SYSTEMS BIDS AND AUTHORIZING RE-SOLICITATION OF BIDS**

**WHEREAS**, bids were solicited and received for Emergency Repairs: Water Distribution & Sewer Conveyance Systems and Emergency Repairs: Water & Sewer Electrical Systems; and

**WHEREAS**, upon review of the bid solicitation packages by municipal officials, it was determined that specification documents were deficient and may have resulted in irregularities in the bids; and

**WHEREAS**, it is deemed to be in the best public interest to reject all bids and re-advertise for the same with corrected specifications in order to avoid the appearance or possible creation of any undue advantage or disadvantage as to any potential bidder contrary to the policies of the Local Public contracts Law; and

**WHEREAS**, Local Public Contracts Law N.J.S.A. 40A:11-13.2d,e permits rejection of all bids for such reasons.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey at a regular meeting held Friday, February 8, 2008, that all of the said bids shall be and are hereby rejected; and

**BE IT FURTHER RESOLVED**, that the Municipal Clerk shall be and is hereby authorized to re-advertise for bids for the said services with changes as noted above to the technical specifications.

**Mayor Gove** advised additional specifications must be included in the bid packets.

Motion to approve Items 8 - 11:

Motion: Palmer                      Ayes:      Bayard, Palmer, Gove

Second: Bayard                      Nays:

**CONTRACTS AND AWARDS**

12. Resolution 08-0208.07(a&b): Award various contracts per quote:

- a. Ground Penetrating Radar Survey:  
Nat'l Subsurface Imaging Services, LLC  
Not to exceed \$4,200.00

**RESOLUTION 08-0208.07(a)**

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR A GROUND PENETRATING RADAR SURVEY OF THE PUBLIC WORKS YARD FOR THE TOWNSHIP OF LONG BEACH, PER QUOTATION**

**WHEREAS**, the Township of Long Beach has solicited quotes for a ground penetrating radar survey of the Public Works Yard for the Department of Public Works; and

**WHEREAS**, in response to the invitation for solicitation three (3) quotations were received; and

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

**WHEREAS**, National Subsurface Imaging Services, L.L.C., provided the lowest qualified quotation in an amount not to exceed Four Thousand Two Hundred Dollars (\$4,200.00); and

**WHEREAS**, the Chief Financial Officer has certified the availability of funds for this contract in the appropriation created by: Ordinance 06-36 Underground Storage Tank Remediation.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach this 8<sup>th</sup> day of February 2008, for the reasons aforesaid, that a contract be and is hereby awarded to:

National Subsurface Imaging Services, L.L.C.

7 Cypress Road

Somerset, New Jersey 08873

for a ground penetrating radar survey of the Public Works Yard in an amount not to exceed Four Thousand Two Hundred Dollars (\$4,200.00) as per quote received February 2, 2008.

**Mayor Gove** stated this was needed to detect Underground Storage Tanks in the P/W Yard and was required by the Department of Environmental Protection.

- b. (392) Unlined 5' X 8' Sand Bags  
US Fabrics, Inc.: \$20,952.40

**RESOLUTION 08-0208.07(b)**

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR THE PURCHASE OF (392)  
UNLINED 5' x 8' SAND BAGS FOR THE PUBLIC WORKS DEPARTMENT OF THE TOWNSHIP OF  
LONG BEACH, PER QUOTATION**

**WHEREAS**, the Township of Long Beach has solicited quotes for the purchase of unlined sand bags for the Public Works Department of Long Beach Township; and

**WHEREAS**, in response to the invitation for solicitation two (2) quotations were received; and

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

**WHEREAS**, US Fabrics, Inc., provided the lowest qualified quotation in an amount not to exceed Twenty Thousand Nine Hundred Fifty Two Dollars and Forty Cents (\$20,952.40); and

**WHEREAS**, the Chief Financial Officer has certified the availability of funds for this contract in the appropriation created by: Ordinance 03-11 Beach Restoration.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach this 8<sup>th</sup> day of February 2008, for the reasons aforesaid, that a contract be and is hereby awarded to:

US Fabrics, Inc.  
3904 Virginia Avenue  
Cincinnati, OH 45227

for the purchase of unlined sand bags for the Public Works Department in an amount not to exceed Twenty Thousand Nine Hundred Fifty Two Dollars and Forty Cents (\$20,952.40) as per quote received January 23, 2008.

**Mayor Gove** explained the bags would be used by the Public Works Department to help stem beach erosion.

13. Resolution 08-0208.08: Award a proprietary contract:  
Computer support and maintenance services:  
United Computer: \$12,120.00

**RESOLUTION 08-0208.08**

**RESOLUTION AUTHORIZING A PROPRIETARY CONTRACT FOR THE ONSITE AND REMOTE  
COMPUTER SUPPORT AND MAINTENANCE OF MUNICIPAL COMPUTERS IN THE  
TOWNSHIP OF LONG BEACH**

**WHEREAS**, the Township of Long Beach requires onsite and remote computer support and maintenance for municipal computers; and

**WHEREAS**, an agreement for the provision of onsite and remote maintenance and support services to municipal computers is deemed appropriate and necessary; and

**WHEREAS**, the provision or performance of goods or services for the onsite and remote computer support and maintenance for municipal computers in the Township of Long Beach is specifically exempted from bidding requirements under the Local Public Contracts Law pursuant to N.J.S.A. 40A: 11 - 5(1)(dd); and

**WHEREAS**, United Computer Sales & Service, Inc., 100 Dobbs Lane, Suite 208, Cherry Hill, NJ 08034 is able to provide onsite and remote computer support and maintenance for municipal computers in an amount not to exceed Twelve Thousand One Hundred Twenty Dollars (\$12,120.00); and

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by: Shared Equipment other expenses, upon adoption of the full budget.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that United Computer Sales & Service, Inc. be awarded a contract to provide remote computer support and maintenance for municipal computers in an amount not to exceed Twelve Thousand One Hundred Twenty Dollars (\$12,120.00).

**Mayor Gove** noted this was for Municipal Complex computers.

14. Resolution 08-0208.09(a&b): Approve various contracts, per state contract:  
a. 330 trash and recycling receptacles:  
Best Litter Receptacle, Inc.: \$19,650.00  
b. Upgrade to the DS70 Desktop Folder Inserter:  
Neopost: appx \$6,807.00

**RESOLUTION 08-0208.09(a)**

**AUTHORIZE A CONTRACT FOR THE PURCHASE OF TRASH AND RECYCLING RECEPTACLES  
FOR THE TOWNSHIP OF LONG BEACH, PER STATE CONTRACT**

**WHEREAS**, the Township of Long Beach wishes to purchase from an authorized vendor under the State of New Jersey Cooperative Purchasing Services Program INJCP; and

**WHEREAS**, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-12; and

**WHEREAS**, Best Litter Receptacle, Inc. has been awarded New Jersey State Contract No. 59073 for Park and Playground equipment & Parts for the period June 10, 2004 to June 9, 2008; and

**WHEREAS**, the Commissioner of Public Works recommends the utilization of this contract on the grounds that it represents the most cost effective method for the needs of the Township; and

**WHEREAS**, the actual cost of Three Hundred Thirty (330) trash and recycling receptacles is Nineteen Thousand Six Hundred Fifty Dollars (\$19,650.00); and

**WHEREAS**, the Chief Financial Officer has certified the availability of funds for this contract in the appropriations created by: Clean Communities, Recycling Tonnage, and Recycling Revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that Best Litter Receptacle, Inc., P.O. Box 5038, Florence, SC 29502 be awarded a contract for the purchase of Three Hundred Thirty (330) trash and recycling receptacles in an amount not to exceed Nineteen Thousand Six Hundred Fifty Dollars (\$19,650.00).

**RESOLUTION 08-0208.09(b)**

**AUTHORIZE A CONTRACT WITH NEOPOST FOR THE PURCHASE AND ONE (1) YEAR WARRANTY OF A DS80 DESKTOP FOLDER / INSERTER MACHINE FOR THE TOWNSHIP OF LONG BEACH, PER STATE CONTRACT**

**WHEREAS**, the Township of Long Beach wishes to purchase from an authorized vendor under the State of New Jersey Cooperative Purchasing Services Program INJCP; and

**WHEREAS**, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-12; and

**WHEREAS**, Neopost, 30955 Huntwood Avenue, Hayward, CA 94344 has been awarded New Jersey State Contract No. 63770 for Mailroom Equipment and Maintenance for the period October 15, 2005 to October 14, 2008; and

**WHEREAS**, the Commissioner of Public Works recommends the utilization of this contract on the grounds that it represents the most cost effective method for the needs of the Township; and

**WHEREAS**, the actual cost of one (1) DS80 Desktop Folder / Inserter Machine with a one (1) year warranty is Nineteen Thousand One Hundred Fifty Eight Dollars (\$19,158.00); and

**WHEREAS**, the Township requires the DS80 Desktop Folder / Inserter Machine to meet its current needs and Neopost shall accept the trade-in of the current DS70 Folder/Inserter Machine at the original actual cost of Twelve Thousand Three Hundred Fifty One Dollars (\$12,351.00) resulting in a net cost to Long Beach Township of Six Thousand Eight Hundred Seven Dollars (\$6,807.00); and

**WHEREAS**, the Chief Financial Officer has certified the availability of funds for this contract in the appropriation created by: Shared Equipment Other Expenses.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that Neopost be awarded a contract for the trade-in of the DS70 Folder/Inserter Machine and the purchase of one (1) DS80 Desktop Folder / Inserter Machine with a one (1) year warranty in an amount not to exceed Six Thousand Eight Hundred Seven Dollars (\$6,807.00).

**Mayor Gove** informed the public that large mailings could be done by the municipality and would no longer need to be sent out to a vendor.

15. Resolution 08-0208.10: Award various contracts per bid:

- Water / Sewer Fittings & Supplies:  
Cutter Drill & Machine: as per parts list
- Furnish, Haul & Unload Beach Sand:  
Sahara Sand: \$8.99 per ton
- Calcium Hypochlorite (HTH)  
Buckman's, Inc.: \$109.50 per 100 lb. drum
- Police Uniforms:  
Red the Uniform Tailor: as per items list
- Constant Chlor Briquettes:  
Coyne Chemical Co.: \$84.24 per 50 lb. pail

**RESOLUTION 08-0208.10**

**BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that the following bids for annual goods and services be awarded for the year 2008:

**Water / Sewer Fittings & Supplies:**

Cutter Drill & Machine 1 yr. contract  
Lakewood, NJ with option to extend

**Calcium Hypochlorite (granular) or Equiv.**

Buckman's, Inc. \$109.50 / 100 lb. drum 1 yr. contract  
Pottstown, PA with option to extend

**Constant Chlor Plus Briquettes or Equiv.**

Coyne Chemical Company \$84.24 / 50 lb. pail 1 yr. contract  
Croydon, PA with option to extend

**Police Uniforms:**

Red the Uniform Tailor 1 yr. contract  
Toms River, NJ with option to extend

**Furnish, Haul and Unload Beach Sand:**

Sahara Sand 1 yr. contract  
Fairless Hills, PA with option to extend

**Mayor Gove** stated these were contracts awarded for annual goods and services.

16. Resolution 08-0208.11: Award various professional service contracts:

- Employee Random Drug & Alcohol Testing Services:  
Occupational Medicine South: \$70.00 per CDL holder
- Pediatric Services:  
Robert Morgan, M.D.: \$500.00 per session
- Medical Services:  
Island Medical: as per fee schedule

**RESOLUTION 08-0208.11**

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

**WHEREAS**, the Twp. of Long Beach has a need to acquire various professional services as 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 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.

**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 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 contracts with the Professionals listed below as described herein effective through May 20, 2008; and

<u>NAME</u>	<u>DESCRIPTION OF SERVICES</u>		<u>AMOUNT</u>
Robert L. Morgan, MD of Island Medical P.A.	Pediatric Services	per session:	\$500.00
Occupational Medicine, So.	Medical Services	per visit:	\$50.00 to 115.00
	Drug Testing	per test:	\$70.00
	Alcohol Testing	per test:	\$25.00
	per retest:		\$30.00

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

**BE IT FINALLY 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.

17. Resolution 08-0208.12: Terminate the extension of various Professional Service Contracts pursuant to Resolution 07-1227.07

**RESOLUTION 08-0208.12**

**WHEREAS**, the Township of Long Beach had various professional contracts awarded during the year 2007 which were due to expire on December 31, 2007; 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 2008 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, 2007 by resolution on December 27, 2007 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 2007 Professional Service Contracts that were granted the aforesaid temporary extension as of this date of February 8, 2008.

**Mayor Gove** explained all Pay-to-Play ethical disclosure forms and certifications had been received by the Township.

Motion to approve Items 12 - 17:

Motion: Palmer           Ayes: Bayard, Palmer, Gove

Second: Bayard       Nays:

**FINANCIAL APPROVALS**

18. Resolution 08-0208.13: Approve reimbursement to a homeowner: Compensation regarding a sewer back-up at 1809 Beach Avenue, North Beach Haven: \$428.00

**RESOLUTION 08-0208.13**

**WHEREAS**, the Township of Long Beach was contacted by Louis J. and Diane DiLullo who advised that their residence located at 1809 Beach Avenue, North Beach Haven had been damaged as a result of a sewer back-up; and

**WHEREAS**, Louis J. and Diane DiLullo further explained they had employed the services of a licensed plumber, A-General Plumbing, to rout the sewer line, unsuccessfully, in an attempt to repair the sewer back-up; and

**WHEREAS**, it was determined by Long Beach Township Water/Sewer staff that the sewer drain had been cut and not replaced during the installation of storm drains in the area of 1809 Beach Avenue which had caused the sewer back-up; and

**WHEREAS**, Louis J. and Diane DiLullo filed a tort claim notice seeking damages in the amount of \$428.00; and

**WHEREAS**, after negotiation, the residence owners agreed to accept the sum of \$428.00 in settlement of all claims; and

**WHEREAS**, the Board of Commissioners of the Township of Long Beach deems the settlement, which is made without admission of liability or fault, an economic benefit to the Township.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach, at a regular meeting held Friday, February 8, 2008, hereby authorizes the Township Solicitor to settle the matter without concession of liability or fault and tender to Louis J. and Diane DiLullo the sum of \$428.00.

19. Resolution 08-0208.14: Set various municipal fees pursuant to Chapter 82 of the Code of the Township of Long Beach

**RESOLUTION 08-0208.14**

**RESOLUTION TO ADD, DELETE, OR ADJUST CERTAIN FEES IN THE TOWNSHIP OF LONG BEACH TO CHAPTER 82**

**WHEREAS**, Ordinance #07-48C was created to list any and all fees or monies due to the Township of Long Beach in order to assist the user public; and

**WHEREAS**, said Ordinance provided that at any time of any year, adjustments could be made to the fee schedules of the Township by Resolution until such time as those adjustments could be made collectively and permanently to the Ordinance; and

**WHEREAS**, it has been determined that the most logical time to amend the Ordinance would be just prior to requesting the annual printed supplement from General Code Publishers Corporation; and

**WHEREAS**, according to the above stated reasons, the following list shall be official additions, deletions or adjustments to their specific chapters of the Code until such time as Chapter 82 is amended by Ordinance:

**Chapter 5 - Administration**

- 5-10.B. (4) Copies of Land Use/Zoning booklets - \$50 (correction)
- (5) Delete (This item is subject to OPRA rules)
- (7) Add DVD/CD's at a cost of \$25

**Chapter 64 – Building Construction**

- 64-3.G. (13) Add Construction Permit Re-instatement fee of \$50  
(As per sub-code application)
- 64-3.H. (1) Residential Resale Certificate of Occupancy - \$50/unit
  - (a) Checklist visitation (condo/duplex) - \$50/unit
  - (b) Re-visit (single, duplex, condo's) - \$25/unit
  - (c) Preliminary visit on request & prior to application for C.O. - \$50 (No paperwork required)
- (2) Commercial Resale Cert. of Occupancy - \$100.00/unit  
(Business, Restaurant, Etc)
  - (a) Re-visit for commercial - \$50/unit
  - (b) Preliminary visit on request & prior to application for C.O. - \$100/unit (No paperwork required)
- (3) Residential attached to Commercial Certificate of Occupancy - \$50/unit
  - (a) Re-visit (resid. attached to commercial) \$50/unit
- (4) Hotel/Motel Resale Certif. of Occupancy - \$100/structure, plus \$25/unit if over 4 units
  - (a) Re-visit - \$50/structure, plus \$10/unit if over 4 units

**Chapter 102 - Games of Chance**

- 102-6.D. Fees in addition to any local fee are subject to State regulations (correction)

**Chapter 146 – Records**

- 146-3.G. Videotapes shall be charged at actual costs

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach does hereby authorize the above fee adjustments and directs that the same shall be made permanent by Ordinance before the year of 2008 ends.

20. Resolution 08-0208.15(a&b): Approve various actions concerning Performance and Maintenance Bonds
- a. Accept Maintenance Bond and release Performance Bond for LUB 34-05 Blk 7.21, Lots 3 & 4
  - b. Accept Performance Bond for LUB 16-07 Blk 6.19, Lots 1.02 & 1.03

**RESOLUTION 08-0208.15(a)**

**WHEREAS**, pursuant to Resolution 06-0505.17(a) the Township of Long Beach received from William Boyd Cashier's Check No. 332201 dated April 28, 2006 in the amount of Three Thousand Five Hundred Twenty Dollars (\$3,520.00) drawn on Sun National Bank, as the required Performance Bond for Sub-division Application #LUB-34-05, Block 7.21, Lots 3 & 4 (111 & 117 East New Jersey Avenue, Beach Haven Terrace, NJ); and

**WHEREAS**, the municipal engineer has inspected Sub-division #LUB-34-05 and certified the Performance Bond be released and that a Maintenance Bond in the amount of \$480.00 be retained.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach hereby releases the amount of \$3,520.00 representing the required Performance Bond for the above mentioned property, and accepts the amount of \$480.00 as the Maintenance Bond per the certification and recommendation of the Township Engineer.

**RESOLUTION 08-0208.15(b)**

**WHEREAS**, the Township of Long Beach has received from Mark Davies Cashier's Check No. 805-04069 dated January 24, 2008 in the amount of One Thousand Three Hundred Twenty Dollars (\$1,320.00) drawn on Commerce Bank, as the required Performance Bond for Major Sub-division #LUB-16-07, Block 6.19, Lots 1.02 & 1.03 (25 W. 30<sup>th</sup> Street., 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 recommended by the Municipal Engineer.

21. Resolution 08-0208.16: Establish a health benefits opt-out incentive program for Township employees

**RESOLUTION 08-16**  
**RESOLUTION OFFERING HEALTH CARE AND FINANCIAL**  
**INCENTIVE TO LONG BEACH TOWNSHIP EMPLOYEES**

**WHEREAS**, healthcare provided by Long Beach Township for its employees is a severe expense to the taxpayers of Long Beach Township;

**WHEREAS**, some employees have spouses or others in a relationship situation who carry independent healthcare benefits through other sources; and

**WHEREAS**, those other sources are able to provide healthcare for spouses and those in other close relationships who are employed by Long Beach Township; and

**WHEREAS**, the Board of Commissioners of the Township of Long Beach is cognizant of the necessity to limit expenditures and maintain tight budgets; and

**WHEREAS**, other municipalities have adopted healthcare incentives for their employees; and

**WHEREAS**, the incentives being offered to employees who are able to secure healthcare coverage from other sources including, without limitation, from wives or husbands or others having close personal relationships; and

**WHEREAS**, the incentives offered by other municipalities to employees who forego healthcare benefits from the municipality is to provide a compensation package for such employees; and

**WHEREAS**, the Board of Commissioners of the Township of Long Beach has determined after extensive review that an incentive package made by way of a compensation package offered to Township employees who choose to provide their healthcare benefits through other sources will benefit the Township.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach at a regular meeting held Friday, February 8, 2008 that a healthcare incentive program shall be and is hereby adopted by the Township of Long Beach for its municipal employees under the following terms:

1. Any employee who accepts the healthcare incentive and secures healthcare through sources other than Long Beach Township shall be eligible to receive compensation in the amount of 25% of the annual cost for the healthcare coverage for such employee to be paid with the employee=s last salary period check in December of each year.
2. Any employee desiring to accept the healthcare incentive for calendar year 2008 must notify the Clerk Administrator no later than 4:00 p.m., Friday, February 15, 2008.
3. Should any employee choose to abandon the healthcare incentive and become reinsured through Long Beach Township=s health policies, they must advise the Clerk Administrator during the open enrollment period as provided by the State of New Jersey, at which point they will be accepted and their healthcare incentive for the year of rejoining the Township health program will be paid pro-rata from January 1 of the year of rejoining until the period of rejoining.
4. Any new employee who accepts the healthcare incentive shall have the 25% compensation prorated from the date of hire until year end.
5. Pursuant to the advice of Counsel and the Auditor for Long Beach Township, the healthcare incentive consideration is taxable and is not pensionable.

**Mayor Gove** advised that employees who decline health benefit coverage by the Township, in lieu of coverage held by a spouse or partner, would receive an incentive not to exceed 25% of the cost of those benefits.

22. Resolution 08-0208.17: Approve Bills & Payroll

Bills in the amount of: \$9,817,117.20

Payrolls in the amount of: \$ 766,003.85

**RESOLUTION 08-0208.17**

**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 \$766,003.85.

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

1. The said approved vouchers amounting to the sum of \$9,817,117.20 be and the same are hereby authorized to be paid on February 8, 2008.

2. The said approved payroll amounting to the sum of \$766,003.85 be and the same are hereby authorized to be paid on February 8, 2008.

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

**Mayor Gove** stated Ocean County quarterly taxes were paid.

Motion to approve Items 18 – 22:

Motion: Palmer                   Ayes: Bayard, Palmer, Gove

Second: Bayard               Nays:

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

**COMMUNITY DEVELOPMENT BLOCK GRANT HEARING REGARDING APPLICATIONS FOR THE LONG BEACH ISLAND COMMUNITY CENTER**

**Constance Becraft, Director of Community Development** of the Long Beach Island Community Center at St. Francis of Assisi Church thanked the Governing Body for their support and stated that the application was in the amount of \$80,000.00 for Therapy, Counseling and Children's Day Care Services. Ms. Becraft explained these programs were of vital importance to the community. 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.

23. Resolution 08-0208.18: Approve 2008 Community Block Grant Application for the Long Beach Island Community Center

**RESOLUTION 08-0208.18**

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that the 2008 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.

Motion to approve Item 23:

Motion: Palmer                      Ayes: Bayard, Palmer

Second: Bayard                      Nays:

**Mayor Gove** abstained from the vote as she is on the Board of the Long Beach Island Community Center.

**COMMISSIONERS' REPORTS**

**Commissioner Bayard** stated fencing had been installed at the bulkheads in Holgate due to erosion conditions. He announced new decals were available from the Township for recycling containers.

**Commissioner Palmer** advised the public that he is an Executive Board Member of the Ocean County Boy Scouts and commended the Cub Scouts who led the salute to the flag. He noted New Jersey had one of the top-ranked Scouting Programs in the nation. He then commented on an e-mail that had been composed and distributed by Robert Irvine. The Commissioner explained his reasoning and position on specific issues raised by the e-mail.

**Mayor Gove** announced the next meeting of the Board of Commissioners and of the Land Use Board. She noted the second reading and public hearing for Ordinances 08-03, 08-04, and 08-05C would take place on February 22<sup>nd</sup> at 4:00 p.m. The Mayor advised the Public Works Department would now collect used household batteries, which could be dropped in marked blue containers located in various municipal locations. She spoke regarding the availability of a Special Needs Registry offered by Emergency Management / Homeland Security allowing individuals to login and register for assistance in the event of an emergent situation. She also explained an oceanfront easement had been donated to the Township by a property owner. The property owner would receive the tax benefit for the donation, and the Township would benefit by obtaining a deed of easement needed for the Beach Storm Protection Program.

**OPEN PUBLIC SESSION**

**Bill Knarre / Brant Beach** announced the success of the Brant Beach Homeowner's Association flag-drop program. He mentioned the Brant Beach Homeowner's Association meeting with Freeholder Bartlett and asked the Commissioners and the public to contact him with suggestions for goods, services, programs, etc. that Ocean County could provide to Long Beach Township. He advised the Brant Beach Homeowner's Association was working with the Southern Regional School District, at no cost to the Township, as the annual school budget was prepared. He felt there would be no need for a forensic accountant to research the school budget this year. He requested a meeting with the mayors of the affected municipalities when the Brant Beach Homeowner's Association had prepared their findings concerning the school budget. He also advised the Brant Beach Homeowner's Association was in contact with the Department of Transportation regarding the Causeway / Long Beach Boulevard intersection in Ship Bottom. They have requested Long Beach Boulevard be configured as a two-way street in this location. Finally, Mr. Knarre was uplifted by the public awareness and increased attendance at public meetings fostered by the taxpayer associations on Long Beach Island.

**Peter Trainor / North Beach Haven** felt the Commissioners were ineffective at budget planning and their ability to keep costs down. He questioned Commissioner Palmer regarding a paid leave of absence for a seasonal employee.

**Commissioner Palmer** responded that it had been approved upon advice of legal counsel.

**Marie Ferrar / Brighton Beach** questioned vendor pricing.

**Commissioner Palmer** and **Mayor Gove** explained the total costs for some goods and services are not always known. An example would be beach sand which was purchased only when needed.

**Teresa Hagen / North Beach** discussed beach access and asked when the amended Department of Environmental Protection rules would be available as public information.

**Mayor Gove** stated the rules would be the same, but should easements be obtained for a specific section of Long Beach Township, the project could take place in that section, only. She noted budgetary and funding constraints for the project at the state and federal levels.

**Bill Kunz / Brant Beach** questioned Commissioner Palmer regarding Beach Patrol personnel issues and beach safety during the 2007 summer season. He requested a public meeting be held to deliberate on the subject and asked Commissioner Palmer to no longer act as director of the Beach Patrol.

**Commissioner Palmer** stated the meeting regarding Beach Patrol personnel issues and beach safety during the 2007 summer season would not be open to the public.

**Commissioner Bayard** felt the meeting should be open to the public.

**Mayor Gove** asked the meeting be held in the near future for all Commissioners to discuss the issues and form an final conclusion to the matter.

**Richard Jeffries / Beach Haven Terrace** felt money would be wasted on an investigation into Don Myers, Beach Supervisor. He was glad to see the Boy Scouts at the meeting, and to see high school students working at polling places during the Presidential Primary on February 5<sup>th</sup>. He promoted recycling as a money saving means and asked about construction near the site of Howard's restaurant.

**Commissioner Bayard** stated a bulkhead and a storm drain were being repaired.

**Robert Irvine / Beach Haven Crest** announced the website of the LBT10 Homeowner's Association. He request 2008 municipal budget information be posted on the Township's website. He asked for access to budgetary documents in Excel format as this would foster open and transparent government and fiscal responsibility. He recapped various municipal budgets from 2000 through 2007. He was in favor of an open public meeting regarding Beach Patrol personnel issues and beach safety during the 2007 summer season.

**Mayor Gove** stated she would consider Mr. Irvine's requests.

**Peter Trainor / North Beach Haven** related timelines for funding, public comment, and agreements with local governments by the Department of Environmental Protection in reference to the Beach Storm Protection Project.

**Commissioner Bayard** stated he would like money appropriated in the municipal budget in anticipation of the project.

**Patrick Moeller / Beach Haven Park** was in favor of shared building inspection services on Long Beach Island.

**Commissioner Bayard** and **Mayor Gove** explained Ocean County would no longer provide these services and the situation was currently under consideration and discussion by the Island Mayors who were hoping to organize and implement shared building inspection services on Long Beach Island.

**Patrick Moran / North Beach** suggested a Shared Services Coordinator be hired at the County level. He asked that the Master Plan be posted on the Township's website, and felt the "Opt-out" option for employee benefits would only be attractive to younger employees, and costly for older employees. He commented on the property tax implications from land donated to the Township.

**Mayor Gove** would follow-up with the County Freeholders regarding a Shared Services Coordinator.

**Richard J. Shackleton, Esq.** advised in other municipalities, such as Surf City, resale property values had not been affected by land donations.

**CLOSE PUBLIC SESSION**

Motion for adjournment at 5:55 p.m.:

Motion: Palmer                      Ayes: Bayard, Palmer, Gove

Second: Bayard                      Nays:

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Bonnie M. Leonetti, RMC, CMC  
Municipal Clerk

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DiAnne C. Gove, Mayor

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Robert A. Palmer, Comm.

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Ralph H. Bayard, Comm.