

MINUTES
REGULAR SESSION BOARD OF COMMISSIONERS FEBRUARY 15, 2013
Flag Salute

Meeting came to order: 4:50 p.m.

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

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

Municipal Clerk announced: Notice of the time and place of this meeting has been posted in the office of the Municipal Clerk, published by the BEACH HAVEN TIMES and the ASBURY PARK PRESS on December 13th 2012; and filed with the Municipal Clerk.

Motion: To dispense with the reading of the minutes of the February 1, 2013 meeting and to approve the same as recorded in the minute book:

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

AGENDA

DECLARATION: Appointments to LBT Land Use Board

The following shall be appointed as per N.J.S.A. 55D to the LBT Land Use Board for the following term:

Joseph Hummel, Alternate #4, Class IV Member: 1-year term

ORDINANCES & PUBLIC HEARINGS

1. First Reading Ordinance 13-04C: **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 SECTION 205-10A ESTABLISHES HEIGHT LIMITATIONS IN THE A AND V ZONE AS DEFINED BY FEMA.**

Lynda Wells, Municipal Clerk stated this Ordinance clarified the impact of the December 2012 FEMA Map and the January 2013 Emergency Declaration, the New Jersey Department of Environmental Protection and the interplay between the maps and the Emergency Declaration.

Motion to approve Ordinance on First Reading 13-04C:

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

2. First Reading Ordinance 13-05C: **AN ORDINANCE REPEALING AND AMENDING AN ORDINANCE ENTITLED, "CHAPTER 60 - BRUSH, GRASS, AND WEEDS," AND ADOPTING IN LIEU THEREOF AN ORDINANCE PROVIDING FOR THE AUTHORITY AND PROCEDURES TO ENSURE THAT LANDS AND BUILDINGS ARE FREE FROM DEBRIS AND DEPRESSIONS THAT POSE THREATS TO PERSONS, PROPERTY, AND THE PUBLIC HEALTH, WELFARE, AND SAFETY.**

Lynda Wells, Municipal Clerk stated this ordinance clarified the duties of the owners, tenants, and persons in possession of lands and structures in the Township in order to protect persons, property, and the public health, welfare, and safety.

Motion to approve Ordinance on First Reading 13-05C:

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

3. First Reading Ordinance 13-06C: **AN ORDINANCE REPEALING AND AMENDING AN ORDINANCE ENTITLED, "CHAPTER 127 - NUISANCES," AND ADOPTING IN LIEU THEREOF AN ORDINANCE PROVIDING FOR THE AUTHORITY AND PROCEDURES TO CLOSE, SECURE, REPAIR, ABATE, REMOVE, AND DEMOLISH NUISANCES AND UNFIT, DAMAGED, AND UNSAFE STRUCTURES THAT POSE THREATS TO PERSONS, PROPERTY, AND THE PUBLIC HEALTH, WELFARE, AND SAFETY.**

Lynda Wells, Municipal Clerk stated this ordinance clarified the duties of the owners of buildings, premises, dwellings, and structures in Township to maintain same in a habitable, safe, structurally sound, sanitary, and fit condition. This ordinance further amended the ordinance to provide, additional definitions, authorities, procedural and notice requirements to ensure that owners of structures maintain same in safe condition and for the Township to close, secure, repair, abate, remove, remedy, and demolish such structures that were unfit, damaged, and unsafe, assess costs and penalties in the event that owners fail to comply with their duties, and in order to protect persons, property, and the public health, welfare, and safety.

Motion to approve Ordinance on First Reading 13-06C:

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

ADOPTIONS & APPROVALS

- 4. Resolution 13-0215.01(a&b): Authorize application for financing of the 2013 NJ EIT Water and Sewer Projects for Long Beach Township
 - a) Water Mains

**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 #1517001-014**

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 2013 Water Main Replacement Project for the SFY 2014 Financing Program.

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, or Andrew Baran, Deputy Public Works Department Head 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.

- b) Sewer Mains

**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 #S340023-05**

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 2013 Sewer Main Replacement Project for the SFY 2014 Financing Program.

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, or Andrew Baran, Deputy Public Works Department Head 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.

- 5. Resolution 13-0215.02: Approve changes to various sewer accounts

WHEREAS, the following 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:

<u>BLOCK</u>	<u>LOT/QUAL</u>	<u>ACCT #/ACCT</u>	<u>YEAR</u>	<u>CANCEL/CHANGE</u>	<u>AMOUNT</u>
10.05	4	2989-0	Sewer 2013	To Standby/demo	187.50
11.35	28	3876-2	Sewer 2013	To Standby/demo	486.75
18.06	7	6239-0	Sewer 2013	To Standby/demo	225.00

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

- 6. Resolution 13-0215.03: Authorize various temporary structure relocations:
Permits the temporary placement of structures in the public right-of-way

**RESOLUTION AUTHORIZING THE TEMPORARY RELOCATION OF STRUCTURES
LOCATED IN LONG BEACH TOWNSHIP INTO THE PUBLIC RIGHT OF WAY**

WHEREAS, the Board of Commissioners is aware of the fact that many structures in the Township of Long Beach are located on lots which have insufficient size to permit

the property owner / contractor to raise the structure and to temporarily relocate the structure to another site on the owner's lot; and

WHEREAS, in order to raise these structures it is necessary to temporarily relocate the structure into the public right of way so that the existing foundation may be removed and piling may be driven to replace foundation walls.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach, a Municipal Corporation of the State of New Jersey at a regular meeting held Friday, February 15, 2013 that the following regulations are hereby adopted to assist property owners in the Township of Long Beach in raising their structure(s):

1. Property owners in the Township of Long Beach may, pursuant to the following regulations, be issued a building permit granting the relocation of their structure to the public right of way following the herein below requirements:
 - a. A formal application for a building permit shall be made to the Construction Inspection Department of the Township of Long Beach at least ten (10) business days prior to the contractor desiring to commence work to relocate the structure.
 - b. The application for a building permit must be contained on a form provided by the Long Beach Township Construction Inspection Department.
 - c. If the house is to be placed on an easement rather than the public right of way (a public street) it must be accompanied by a signed approval by all of the owners having rights to use the easement.
 - d. Any issued building permit shall provide that the permittee will have a maximum use of the roadway for the relocation of the structure for no more than seven(7) business days, weather permitting.
 - e. Any issued building permit shall provide that the structure may not encroach on the center line of the roadway in order that traffic may safely circumvent the structure relocated in the public right of way.
 - f. Any issued building permit shall be valid for work to be done only between 7:00 a.m. to 6:00 p.m. weekdays and Saturdays 9:00 a.m. through 6:00 p.m. No permit shall be effective and no work shall be permitted between 4:00 p.m. May 15th and 9:00 a.m. of the following October 15th. All times shall be local time prevailing.
 - g. Any issued building permit shall stipulate that the contractor must provide uniform traffic control and appropriate traffic control devices as may be required by the Long Beach Township Police Department.
 - h. Building permits shall be issued only to the applicant and/or property owner pursuant to the regulations of the Township of Long Beach.
 2. Long Beach Township property owners wishing to raise structures shall provide each of the following to the Construction Inspection Department at the time the application for a building permit is submitted:
 1. Bond: in the amount of \$5000 to insure the street is restored to its former condition after the house has been returned to its original location.
 2. Photos: of the area where the structure is to be temporarily re-located, prior to its placement.
 3. LBT Police Dept: Approval letter from the traffic safety officer.
 4. Fire. Co.: A letter from the Volunteer Fire Co. stating they have no objection to the temporary relocation.
 5. Insurance: General Liability Certificate of Insurance for \$1,000,000.00 from the contractor naming Long Beach Township as the certificate holder.
 6. Bldg. Dept.: Certification that gas, electric, water and sewer services have been disconnected.
 7. Waterfront Properties: Written approval of the Municipal Engineer
- BE IT FURTHER RESOLVED**, that the permit procedure hereinabove described shall commence upon adoption of this Resolution

7. Resolution 13-0215.04: Approve personnel actions

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

BEACH PATROL

Hire the following as a Seasonal Beach Badge Program Seller/Checker at the rate of \$14.50 per hour to be paid from Beach Badge Salary & Wage effective February 16, 2013.

Madeline Myers

Change the following employees' title to Seasonal Beach Badge Program Seller/Checker at the same rate of pay effective February 16, 2013.

Marie Cooper

Hire the following employees as Seasonal Part-Time Laborer at the rate of \$10.00 per hour to be paid from Lifeguard Salary & Wage effective February 15, 2013.

Christopher Coglan

Lauren Craig

Patrick Craig

Jennifer Holly

Jill Lambert

Jennifer Nelson

Hire the following employee as a Seasonal Part-Time Laborer at the rate of \$16.25 per hour to be paid from Lifeguard Salary & Wage effective February 15, 2013.

Norman Roberts

CONSTRUCTION

Change the following employees' annual base salary to \$37,640.00 to be paid from Construction Salary & Wage effective February 15, 2012.

Suzanne McKenna

POLICE

Appoint the following as a Seasonal Class I Special Law Enforcement Officer at a rate of \$11.00 per hour to be paid from the Construction Salary & Wage effective retro-active to February 11, 2013.

Matthew Ruark

Hire the following as a Temporary Full-Time Class II Special Law Enforcement Officer at a rate of \$16.00 per hour to be paid from the Police Salary & Wage effective retro-active to February 8, 2013.

Donald Haines

PUBLIC WORKS

Hire the following as Temporary Part-Time Clerk at the rate of \$15.00 per hour to be paid from the Construction Salary & Wage effective retro-active to February 12, 2013.

Ursula Sharkey

Accept the resignation tendered by Edward Freiberg as a Laborer and approve his requested termination of employment effective February 15, 2013.

8. Resolution 13-0215.05: Designate 2013 CDBG Representatives for Long Beach Township: Andy Baran, Alt. Lynda Wells

WHEREAS, the Ocean County Department of Economic Development has requested, pursuant to a Cooperative Agreement between the County of Ocean and the Municipality of the Township of Long Beach, that a representative and/or an alternate be appointed to serve on the Community Development Block Grant.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that Andrew Baran be and he hereby is appointed as Community Development Block Grant Representative for the year 2013 and that Lynda J. Wells, Municipal Clerk, be and she hereby is appointed the Alternate for the year 2013.

Resolution 13-0215.06: Oppose Senate Bill 2511: Amendments to the Open Public Meetings Act

OPPOSING SENATE BILL 2511 AMENDMENTS TO OPEN PUBLIC MEETINGS ACT

WHEREAS, legislation has been introduced to reform and modernize the Open Public Meetings Act (S-2511); and

WHEREAS, the Board of Commissioners of the Township of Long Beach agrees with and supports the statement that "the right of the public to be present at all meetings of public bodies, and to witness in full detail all phases of the deliberation, policy formulation, and decision making of public bodies, is vital to the enhancement and proper functioning of the democratic process"; and

WHEREAS, the changes, however, proposed in S-2511 will not only be a cost driver for local and State government but make government less effective; and

WHEREAS, S-2511 includes a number of proposed requirements which involve costly unfunded mandates, impractical requirements and impediments to the democratic process; and

WHEREAS, S-2511 creates a new definition of subcommittees that expands subcommittees to be overly inclusive; and

WHEREAS, subcommittees would be required to provide public notice of subcommittee meetings, if the governing body determines them to be open; and

WHEREAS, subcommittees would be required to submit at least one report to the governing body detailing the number of meetings, names of members of the committee and a concise statement of the matters discussed. The governing body would be required to establish a schedule of when the subcommittee reports shall be filed; and

WHEREAS, subcommittees do not commit the governing body to action or expend public funds; and

WHEREAS, the requirements for subcommittees meetings would, among other things, necessitate additional administrative support for all subcommittees as well as increased legal advertising cost; and

WHEREAS, the new requirement that agendas provide a description of all agenda items, including the names of parties to and approximate dollar amounts of any contracts to be acted upon, will delay the award of contracts and could lead to the loss of grant monies; and

WHEREAS, the new requirement that the governing body may act upon an item brought up by a citizen at a public meeting if it was not published as an agenda item only if: (1) there is a vote of 2/3 of the members present to proceed, (2) the municipality demonstrates that it is in the public's best interest and includes the reasons why it is in the public best interest in the minutes; is impractical, ineffective and unnecessarily inhibits the operations of municipal government and runs contrary to the time honored tradition of holding a public meeting for the very purpose of soliciting such input and acting upon it; and

WHEREAS, the new requirement that electronic communications, such as e-mails and text messages, concerning public business among an effective majority of the members that occurred prior to a meeting become part of the minutes and renders the recordings a permanent municipal record, is unworkable and unmanageable as the technology does not always exist to make "hard copies" or digital copies of text messages and the records custodian does not always have access to them, and which is an unprecedented expansion of the meeting concept; and

WHEREAS, the new requirement that comprehensive minutes must include each member's stated reason for their actions or vote, the identity of each member of the public who spoke, and summary of what was said, be made available to the public as soon as possible but no later than 60 days after the meeting will not only be costly but the historical value of minutes will be lost in order to meet an arbitrary deadline; and

WHEREAS, the new requirement that the public be allowed to speak for a minimum of three minutes, at the start of the public meeting, without the ability of the public body to limit the length of the public comment could disrupt public meetings, lead to filibustering and prevent the governing body from conducting business; and

WHEREAS, the provisions of S-2511 place financial, time, manpower and other burdens on municipalities at a time when municipalities are forced to layoff municipal employees, impose furloughs and reduce departmental budgets so that municipalities can meet the strict CAP requirements with decreased revenues and increasing operating expense; and

WHEREAS, the totality of the new requirements of S-2511 will be a significant cost driver for local and State government with no known appropriation contemplated or any alternate means to offset these costs, such a reasonable increase in fees; and

WHEREAS, the provisions of S-2511 continue to exempt the Legislature from the requirements placed on municipalities; and

WHEREAS, while we appreciate Senator Weinberg's efforts to address our concerns, we must continue to oppose the amendments to the Open Public Meeting Act as the changes proposed in S-2511 will not only be a cost driver for local and State government but make government less effective.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS of the Township of Long Beach for reasons stated above, does hereby oppose S-2511, as currently drafted, and strongly urges the State Senate and Assembly to oppose these bills; and

BE IT FURTHER RESOLVED that the Board of Commissioners of the Township of Long Beach does hereby strongly urge the Legislature, in the interest of transparency and openness, to remove the various exceptions in the Open Public Meetings Law that apply to the Legislature. The rules that the legislation makes applicable to other governmental bodies should apply equally to all governmental levels and officials; and

BE IT FURTHER RESOLVED that a copy of this duly adopted resolution be forwarded to Senate President Stephen Sweeney, Senator Loretta Weinberg, Assembly Speaker Shelia Oliver, Assemblyman Gordon Johnson, the legislators of THE 9TH Legislative District, Governor Chris Christie, the New Jersey State League of Municipalities and the Municipal Clerks' Association of New Jersey.

9. Resolution 13-0215.07: Support an increase of Federal reimbursement from 75% to 90% for Super Storm Sandy related expenses

RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY URGING GOVERNMENT OFFICIALS TO APPROVE AN INCREASE IN THE FEDERAL REIMBURSEMENT RATE FROM 75% TO 90% FOR EXPENSES INCURRED TO "RESTORE THE SHORE"

WHEREAS, on October 29th and 30th, 2012 Ocean County, NJ was dealt a devastating blow by what is now being termed Superstorm Sandy; and

WHEREAS, community after community located within Ocean County suffered damages, with houses being swept off foundations due to surges, streets being undermined, national recreational areas made unrecognizable, unprecedented flooding and infrastructure so severely damaged that residents cannot return to their homes, and businesses that have been forced to remain closed; and

WHEREAS, with more than 44 miles of oceanfront and almost 200 miles of bayfront, Ocean County's economic engine, which is tourism, has also suffered severe setbacks as a result of this storm; and

WHEREAS, Ocean County, being one of the most severely affected areas by superstorm Sandy is calling upon the federal government to increase federal reimbursement for cleanup and storm associated costs from 75 percent to 90 percent allowing towns to recoup on their losses and aide in the rebuilding efforts of the Jersey Shore; and

WHEREAS, the Township of Long Beach calls upon its Congressional leaders and Senators to pave the way for this funding so Ocean County and its towns are not left financially vulnerable during these ongoing efforts to restore the shore, considered to be a national treasure.

NOW, THEREFORE, BE IT RESOLVED, that the Township of Long Beach, County of Ocean, State of New Jersey hereby requests its federal government leaders to act expeditiously in approving an increase on the reimbursement rate from 75 percent to 90 percent for towns affected by Superstorm Sandy.

BE IT FURTHER RESOLVED, that all of Township of Long Beach Board of Commissioners supports this action in order to help all municipalities that have suffered an adverse effect from this storm thus allowing for a quick turnaround in the rebuilding efforts while reducing the profound financial impact on government and taxpayers.

BE IT FURTHER RESOLVED that certified copies of this Resolution shall be forwarded to President Barack Obama, Governor Chris Christie, the Members of the 3rd Congressional District, Members of the 9th Legislative District and the Ocean County Mayors.

10. Resolution 13-0215.08: Reject a portion of bids received on February 13, 2013 and authorize re-bid of same.

RESOLUTION REJECTING A PORTION OF THE BIDS RECEIVED FOR LIFEGUARD AND BEACH BADGE UNIFORMS FOR THE LONG BEACH TOWNSHIP BEACH PATROL DEPARTMENT AND AUTHORIZING THE ADVERTISEMENT FOR RECEIPT OF SUPPLEMENTAL BIDS

WHEREAS, the Township of Long Beach advertised for the receipt of bids for Life Guard and Beach Badge Uniforms for the Beach Patrol Department on February 2, 2013; and

WHEREAS, bids were received from various bidders and publicly opened on February 13, 2013; and

WHEREAS, upon review of the Long Beach Township Beach Supervisor it was determined that bids received for various items were submitted by non-responsible bidders; and

WHEREAS, N.J.S.A. 40A:11-13.2d provides that the Governing Body may reject all bids when the purposes or provisions, or both, of P.L.1971, c.198 (C.40A:11-1 et seq.) are being violated; and

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

WHEREAS, the Board of Commissioners has determined that it is in the best interest of Long Beach Township to reject a portion of the bids received as no responsible bid(s) were received; and

WHEREAS, the Board of Commissioners desires that these items be re-bid as a supplement to the original bid.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Township of Long Beach, a Municipal Corporation of the State of New Jersey, at a regular meeting held Friday, February 15, 2013, hereby authorizes the rejection of a portion of the bids received on February 13, 2013, and authorizes the advertisement for the receipt of supplemental bids for Lifeguard and Beach Badge Uniforms for the Beach Patrol Department.

Motion to approve Items 4 thru 11:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

PURCHASES, CONTRACTS & AWARDS

11. Resolution 13-0215.09: Approve the purchase of 2013 beach badges, per sheltered workshop: Jersey Cape Diagnostic Training & Opportunity Center, Inc.: \$15,803.89

WHEREAS, the Board of Commissioners of the Township of Long Beach believe that it is prudent to award a contract to Jersey Cape Diagnostic Training, Inc., a sheltered work shop employing handicapped persons, to manufacture and supply beach badges for the 2013 summer season; and

WHEREAS, the Township Attorney of the Township of Long Beach has rendered an opinion that it is appropriate to enter into such a contract without competitive bidding pursuant to NJSA 40A:11-5(n) that exempts from bidding requirements "the doing of any work by handicap persons employed by a sheltered work shop"; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by Beach Badge Other Expense, Account #3-01-28-381-023.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach this 15th day of February 2013, for the reasons aforesaid, that a purchase order be and is hereby authorized for issuance to:

Jersey Cape Diagnostic Training and Opportunity Center, Inc.

4 Moore Road, DN 606

Cape May Court House, NJ 08210

in the amount of Fifteen Thousand Eight Hundred Three Dollars and Eighty Nine Cents (\$15,803.89) for the manufacture and supply of Daily, Weekly, Seasonal and Senior Citizen Beach Badges for the 2013 summer season.

12. Resolution 13-0215.10: Approve the renewal of a Shared Service Agreement with Harvey Cedars Borough: Provide water supply to the Loveladies section of Long Beach Twp.: Jan 1, 2013 through Dec. 31 2015

RESOLUTION AUTHORIZING EXECUTION OF A SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF HARVEY CEDARS AND THE TOWNSHIP OF LONG BEACH

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Long Beach at a regular meeting held February 15, 2013 that Joseph H. Mancini, Mayor and Municipal Clerk Lynda J. Wells are hereby authorized to execute a three-year Shared Services Agreement with the Borough of Harvey Cedars to furnish and supply potable water to properties in the southern section of Loveladies, Long Beach Township, in accordance with the terms and conditions as described in the Shared Services Agreement, effective from January 1, 2013 through December 31, 2015

13. Resolution 13-0215.11(a-d): Approve the following purchases, per competitive quotations:

a) Diamond M. Lumber: Cedar Posts \$27,160.00

RESOLUTION AUTHORIZING THE PURCHASE AND DELIVERY OF 7,000 3" X 8' CEDAR POSTS FOR THE LONG BEACH TOWNSHIP PUBLIC WORKS DEPARTMENT, PER COMPETITIVE QUOTATION

WHEREAS, the Township of Long Beach solicited competitive quotations, received on February 7, 2013, for the purchase of 7,000 3" x 8' Cedar Posts for the Long Beach Township Public Works Dept.; and

WHEREAS, in response to the solicitation for competitive quotations, the following businesses responded as noted:

Diamond M. Lumber Co., 1883 Rt. 38, Southampton, NJ 08088	\$27,160.00
Accent Fence, Inc., PO Box 656, Egg Harbor, NJ 08215	\$35,280.00

WHEREAS, it is in the opinion of the Board of Commissioners of the Township of Long Beach that the qualified competitive quote received from **Diamond M. Lumber Co.** be accepted for same; and

WHEREAS, the Chief Financial Officer has certified sufficient funds are available in the appropriation created by: Reconstruct-Superstorm Sandy Account, Account #C-04-56-107-901 in the amount of Twenty Seven Thousand One Hundred Sixty Dollars (\$27,160.00).

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 15th day of February 2013, for the reasons aforesaid, that a purchase order be and is hereby authorized for issuance to:

Diamond M. Lumber Co.
1883 Rt. 38
Southampton, NJ 08088

for the purchase and delivery of 7,000 3" X 8' CEDAR POSTS, in the amount of Twenty Seven Thousand One Hundred Sixty Dollars (\$27,160.00) as per the competitive quote dated January 30, 2013 and received on February 7, 2013.

b) Diamond M. Lumber: Snow Fence \$31,350.00

RESOLUTION AUTHORIZING THE PURCHASE AND DELIVERY NATURAL UNPAINTED SNOW FENCE FOR THE LONG BEACH TOWNSHIP PUBLIC WORKS DEPARTMENT, PER COMPETITIVE QUOTATION

WHEREAS, the Township of Long Beach solicited competitive quotations, received on February 7, 2013, for the purchase of natural unpainted snow fence for the Long Beach Township Public Works Dept.; and

WHEREAS, in response to the solicitation for competitive quotations, the following businesses responded as noted:

Diamond M. Lumber Co., 1883 Rt. 38, Southampton, NJ 08088	\$31,350.00
Contractor Service, 1730 Federal St., Camden, NJ 08105	\$42,210.00
Accent Fence, Inc., 1450 Bremen Ave, Egg Harbor, NJ 08215	\$34,250.00
Barbato Nursery Corp., 1600 Railroad Ave., Holbrook, NY 11741	\$33,330.00

WHEREAS, it is in the opinion of the Board of Commissioners of the Township of Long Beach that the qualified competitive quote received from **Diamond M. Lumber Co.** be accepted for same; and

WHEREAS, the Chief Financial Officer has certified sufficient funds are available in the appropriation created by: Ordinance 12-29 Reconstruct-Superstorm Sandy Account #C-04-56-107-901 in the amount of Thirty One Thousand Three Hundred Fifty Dollars (\$31,350.00).

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 15th day of February 2013, for the reasons aforesaid, that a purchase order be and is hereby authorized for issuance to:

Diamond M. Lumber Co.
1883 Rt. 38
Southampton, NJ 08088

for the purchase and delivery of 7,000 3" X 8' CEDAR POSTS in the amount of Thirty One Thousand Three Hundred Fifty Dollars (\$31,350.00) as per the competitive quote dated January 31, 2013 and received on February 7, 2013.

c) Clayton Block: Masonry Supplies: various items
per quote

RESOLUTION AUTHORIZING THE PURCHASE OF VARIOUS MASONRY SUPPLIES FOR THE LONG BEACH TOWNSHIP PUBLIC WORKS DEPARTMENT, PER COMPETITIVE QUOTATION

WHEREAS, the Township of Long Beach solicited competitive quotations, to be received on February 7, 2013, for the purchase of various masonry supplies for the Long Beach Township Public Works Dept.; and

WHEREAS, in response to the solicitation for competitive quotation one (1)

business responded as noted:

	quote dated 02/07/13
Clayton Block	
1. Catch Basin Block 6x6x12	\$2.18
2. 80lb Sakrete Concrete Mix	\$3.94
3. 14' QH5 General Purpose Blade	\$100.00
4. 5/8 Whitewash Stone (per ton)	\$37.90
5. 3/4 Trap Rock (per ton)	\$20.50
6. 3/8 Limetstone (per ton)	\$42.30
7. 5 Gallon Anit-Hydro	\$48.65
8. 3/8 Rebar	\$.18/ft
9. 6x6x10 wire mesh 5x10 sheet	\$7.65
10. 6x6x10 wire mesh 5x150 roll	\$107.25
11. Rod Chair #2	\$.40
12. Rod Chair #3	\$.45
13. 3/8 River Rock (per ton)	\$34.00
14. Concrete Cubes 2x2x6	\$55.00
15. Crushed Concrete (per ton)	\$14.00
16. 5/8 River Rock (per ton)	N/A
17. 80 LB Sakrete Mortar Mix	\$4.84

WHEREAS, it is in the opinion of the Board of Commissioners of the Township of Long Beach that the qualified competitive quote received be accepted for same.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 15th day of February 2013, for the reasons aforesaid, that a purchase order be and is hereby authorized for issuance to:

Clayton Block
PO Box 3105
Lakewood, NJ 08701

for the purchase of various masonry supplies in an annual aggregate amount not to meet or exceed Thirty Six Thousand Dollars (\$36,000.00), as per the competitive quote dated February 6, 2013 and received on February 7, 2013.

d) Office Basics: Janitorial Supplies: various items
per quote

**RESOLUTION AUTHORIZING THE PURCHASE VARIOUS JANITORIAL SUPPLIES FOR THE LONG BEACH TOWNSHIP PUBLIC WORKS DEPARTMENT,
PER COMPETITIVE QUOTATION**

WHEREAS, the Township of Long Beach solicited competitive quotations, to be received on February 7, 2015, for the purchase of various janitorial supplies for the Long Beach Township Public Works Dept.; and

WHEREAS, in response to the solicitation for competitive quotation, the following business responded as noted:

Office Basics: various amounts per quote dated 2/6/13

WHEREAS, it is in the opinion of the Board of Commissioners of the Township of Long Beach that the one (1) qualified competitive quote received be accepted for same.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 15th day of February 2013, for the reasons aforesaid, that a purchase order be and is hereby authorized for issuance to:

Office Basics
22 Creek Circle
Boothwyn, PA 19061

for the purchase of various janitorial supplies in an annual aggregate not to meet or exceed Thirty Six Thousand Dollars (\$36,000.00), as per quote dated February 6, 2013 and received February 7, 2013.

14. Resolution 13-0215.12: Approve two (2) 48-month leases, per competitive quote: Image Systems: Lexmark copiers for the Public Works Garage (1) and Finance Dept. (1).

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR THE LEASE OF TWO (2) MULTIFUNCTION PRINTER/COPIER/SCANNER/FAX MACHINES,
PER COMPETITIVE QUOTATION**

WHEREAS, the Township of Long Beach has solicited competitive quotations for the lease of two (2) Multifunction Printer/Copier/Scanner/Fax machines; and

WHEREAS, in response to the solicitation of competitive quotations, one (1) quote was received; and

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

WHEREAS, Image Systems for Business, 22E Worlds Fair Drive, Somerset, NJ 08873 provided the qualified quote; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by Shared Services O/E Account #3-01-31-451-046.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 15th day of February 2013, for the reasons aforesaid, that a contract be and is hereby awarded to:

Image Systems for Business
22E Worlds Fair Drive
Somerset, NJ 08873

for the 48-month lease of the following two (2) Multifunction Printer/Copier/Scanner/Fax machines for the Township of Long Beach in the amounts noted pursuant to competitive quote received February 8, 2013:

- One (1) Lexmark XS 748 de for the Public Works Garage at a rate of Ninety Five Dollars and Fifty Two Cents (\$95.52) per month for 48 months.
- One (1) Lexmark XS 654 for the Finance Department at a rate of Eighty Six Dollars and Sixty Two Cents (\$86.62) per month for 48 months.

15. Resolution 13-0215.13: Approve the purchase and installation of Vinyl Siding for the Beach Haven Park Water Plant, per quote: Gary Booth Enterprises, Inc.: \$26,850.00

RESOLUTION AUTHORIZING THE PURCHASE, DELIVERY AND INSTALLATION OF VINYL SIDING TO THE BEACH HAVEN PARK WATER PLANT, PER QUOTATION

WHEREAS, the Township of Long Beach has solicited quotations for the purchase, delivery and installation of vinyl siding; and

WHEREAS, in response to the solicitation of quotations, the following businesses were contacted and the following quotations were received as noted:

- | | | |
|--------------------------------|-------------|----------|
| • Gary Booth Enterprises, Inc. | \$26,850.00 | 01/24/13 |
| • Alfred Wills/RubeWills | \$28,795.00 | 02/04/13 |
| • William F. Kennard | \$76,500.00 | 01/24/13 |

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

WHEREAS, Gary Booth Enterprises, Inc. provided the lowest qualified quotation pursuant to the specifications; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriation: Deferred Charge – Hurricane Sandy 2012 Account, # 2-01-46-870-002 in the amount of Twenty Six Thousand Eight Hundred Fifty Dollars (\$26,850.00).

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 15th day of February, 2013, for the reasons aforesaid, that a purchase order be and is hereby authorized for issuance to:

Gary Booth Enterprises, Inc.
410 Nautilus Boulevard
Forked River, NJ 08731

for the purchase of vinyl siding materials to repair the Beach Haven Park Water Plant as per quote received January 24, 2013.

Motion to approve Items 12 thru 16:

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

FINANCIAL APPROVALS

16. Resolution 13-0215.14: Approve an increase to the 2013 temporary budget

WHEREAS, the Chief Financial Officer of the Township of Long Beach has determined that an increase to the 2013 Temporary Budget, approved pursuant to Resolution 12-1228.08, and is necessary due to various reasons; and

WHEREAS, appropriations were previously increased by Resolutions 13-0104.19 and 13-0118.11; and

WHEREAS, appropriations for the 2013 Current Fund Temporary Budget shall again be increased pursuant to Schedule A attached hereto.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that the Chief Financial Officer be and she is hereby authorized to increase the 2013 Temporary Current Fund Temporary Budget.

17. Resolution 13-0215.15: Approve Bills & Payroll
Bills in the amount of: \$1,759,094.51
Payroll in the amount of: \$ 422,850.37

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 \$422,850.37.

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

1. The said approved vouchers amounting to the sum of \$1,759,094.51 be and the same are hereby authorized to be paid on Friday, February 15, 2013.

2. The said approved payroll amounting to the sum of \$422,850.37 be and the same are hereby authorized to be paid on Friday, February 15, 2013.

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

Motion to approve Items 17 and 18:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

COMMISSIONERS' REPORTS

Commissioner Lattanzi reported ongoing progress with the 2013 budget preparations.

Commissioner Bayard announced February 20th was the last day to deliver sand to the Holgate parking lot.

Mayor Mancini announced the next meeting of the Board of Commissioners would take place on Friday, March 1, 2013 at 4:00 p.m. at which time public hearings for Ordinance 13-5c and 13-06C would take place.

Mayor Mancini also announced the next regular meeting of the Land Use Board would be held on Wednesday, March 13, 2013 at 7:00 p.m. in the Municipal Court Room.

Mayor Mancini reported from the Police Dept. that the Twp. was participating in a FEMA information Fair on Feb. 16th. Storm recovery information would be presented by FEMA and Twp. officials related to Base Flood Elevations, ICC, Hazard Mitigation Grant Program and other general recovery issues. It would run from 10 am to 2 pm at St. Mary's Community Center off McKinley Ave in Stafford.

Mayor Mancini also stated the Township was no longer picking up storm debris, He noted that debris stored outside should be stored in a container as per building code. Lastly, he urged all to please follow traffic laws including keeping to the right unless passing.

Mayor Mancini reported a few easements had been received from Holgate ocean front property owners; still waiting for one more.

Mayor Mancini stated he had met with NJDEP and FEMA regarding the new flood zones. He advised them the V- zones were not realistic.

Mayor Mancini also reported these agencies were unaware that the Twp. was in line for the beach replenishment program. He advised them of the unique challenges faced by Long Beach Township in the aftermath of Superstorm Sandy.

OPEN PUBLIC SESSION

Annette Kaplan, North Beach thanked Teri Sgro and Barbara Bielawne for assisting her with information regarding North Beach and stated she sent certified letters to eight property owners urging them to sign their easements.

Bull Hutson, Holgate, encouraged Ms. Kaplan to continue, explaining the persistence in Holgate prevailed.

Mayor Mancini added that the DEP wrote a letter for the first condemnation in Federal Court where they do recognize special benefits.

Maryann Hurly, Holgate, asked if the homes being demolished would have to control the airborne dust during demolition.

Ron Pingaro, Building Dept., responded that it was not normally addressed unless the interior walls created a lot of dust.

Don O'Brien, Ager Realty, Surf City reported he was trying to get the word out that LBI would be open and ready for business for summer 2013.

Mayor Mancini stated he and Commissioner Lattanzi spoke to the Chamber of Commerce and asked them to donate \$25,000 along with a matching donation by Long Beach Twp. to advertise the island was open. They declined the request.

Joni Bakum, Brant Beach, noted some public outreach to promote LBI 2013 could be viewed on a website 'My LBI Life'.

Mayor Mancini announced the LBI Thank You Fest being planned for June 14, 15 and 16 for all of the first responders that were here to help with recovery from Sandy. He noted a concert was planned in Ship Bottom for Friday night, as well as a parade and many other events for these families.

CLOSE PUBLIC SESSION

Motion for adjournment at 4:32 pm:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

Lynda J. Wells, RMC
Municipal Clerk

Joseph H. Mancini, Mayor

Ralph H. Bayard, Commissioner

Dr. Joseph P. Lattanzi, Commissioner