

MINUTES
REGULAR SESSION BOARD OF COMMISSIONERS FEBRUARY 22, 2008
Flag Salute

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

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

Also in attendance: Teresa S. Sgro, Acting Municipal Clerk
Richard J. Shackleton, Esq.

Acting 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.

AGENDA

Long Beach Township Detective Lyons and Bill Knarre, Brant Beach Homeowners Association presented the Neighborhood Watch signs for Brant Beach section of the Township and explained the program.

PROCLAMATION Proclaim March 3, 2008 Read Across America

ORDINANCES/PUBLIC HEARINGS

1. Second 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 COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

ORDINANCE 08-03

BOND ORDINANCE AUTHORIZING THE ACQUISITION OF A FRONT-END LOADER FOR THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, 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, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$171,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

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

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

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

(a) the estimated amount to be raised by the Township from all sources for the purposes stated in Section 7 hereof is \$180,000; and

(b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$171,000; and

(c) a down payment in the amount of \$9,000 for the purposes stated in Section 7 hereof is currently available in accordance with the requirements of Section 11 of the Local Bond Law, N.J.S.A. 40A:2-11.

Section 3. The sum of \$171,000, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$9,000, which amount represents the required down payment, are hereby appropriated for the purposes stated in this bond ordinance ("Bond Ordinance").

Section 4. The issuance of negotiable bonds of the Township in an amount not to exceed \$171,000 to finance the costs of the purposes described in Section 7 hereof is hereby authorized. Said bonds shall be sold in accordance with the requirements of the Local Bond Law.

Section 5. In order to temporarily finance the purposes described in Section 7 hereof, the issuance of bond anticipation notes of the Township in an amount not to exceed \$171,000 is hereby authorized. Pursuant to the Local Bond Law, the Chief Financial Officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver the same to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their date to delivery thereof. The Chief Financial Officer is hereby directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this Bond Ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 6. The amount of the proceeds of the obligations authorized by this Bond Ordinance which may be used for the payment of interest on such obligations, accounting, engineering, legal fees and other items as provided in Section 20 of the Local Bond Law, N.J.S.A. 40A:2-20, shall not exceed the sum of \$10,000.

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

<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A. Acquisition of a Front-End Loader, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$180,000	\$9,000	\$171,000	15 years

Section 8. The supplemental debt statement provided for in Section 10 of the Local Bond Law, N.J.S.A. 40A:2-10, was duly filed in the office of the Clerk prior to the passage of this Bond Ordinance on first reading and a complete executed duplicate original thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. The supplemental debt statement shows that the gross debt of the Township, as defined in Section 43 of the Local Bond Law, N.J.S.A. 40A:2-43, is increased by this Bond Ordinance by \$171,000 and that the obligations authorized by this Bond Ordinance will be within all debt limitations prescribed by said Local Bond Law.

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

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

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

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

Section 13. The Township hereby covenants as follows:

- (a) it shall take all actions necessary to ensure that the interest paid on the bonds or bond anticipation notes authorized by this Bond Ordinance is exempt from the gross income of the owners thereof for federal income taxation purposes, and will not become a specific item of tax preference pursuant to Section 57(a)(5) of the Code;
- (b) it will not make any use of the proceeds of the bonds or bond anticipation notes or do or suffer any other action that would cause the bonds or bond anticipation notes to be "arbitrage bonds" as such term is defined in Section 148(a) of the Code and the Regulations promulgated thereunder;
- (c) it shall calculate or cause to be calculated and pay, when due, the rebatable arbitrage with respect to the "gross proceeds" (as such term is used in Section 148(f) of the Code) of the bonds or bond anticipation notes;
- (d) it shall timely file with the Ogden, Utah Service Center of the Internal Revenue Service, such information report or reports as may be required by Sections 148(f) and 149(e) of the Code; and
- (e) it shall take no action that would cause the bonds or bond anticipation notes to be "federally guaranteed" within the meaning of Section 149(b) of the Code.

Section 14. The improvements authorized hereby are not current expenses and are improvements that the Township may lawfully make. No part of the cost of the improvements authorized hereby has been or shall be specially assessed on any property specially benefited thereby.

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

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

Date of Introduction: February 8, 2008

Date of Final Adoption: February 22, 2008

Notice of Pending Bond Ordinance and Summary.

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the Board of Commissioners of the Township of Long Beach, in the County of Ocean, State of New Jersey, on February 8, 2008. It will be further considered for final passage, after public hearing thereon, at a meeting of the Board of Commissioners to be held at the Public Safety Building, 6805 Long Beach Boulevard, Brant Beach, New Jersey on February 22, 2008, at 7:00 P.M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Township Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: **BOND ORDINANCE AUTHORIZING THE ACQUISITION OF A FRONT-END LOADER FOR THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, 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, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$171,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A. Acquisition of a Front-End Loader, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$180,000	\$9,000	\$171,000	15 years

Appropriation: \$180,000
 Bonds/Notes Authorized: \$171,000
 Grants (if any) Appropriated: None
 Section 20 Costs: \$10,000
 Useful Life: 15 years

Bond Ordinance Statements and Summary

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Board of Commissioners of the Township of Long Beach, in the County of Ocean, State of New Jersey on February 22, 2008 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Township Clerk's office at 6805 Brant Beach Boulevard, Brant Beach, New Jersey for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: **BOND ORDINANCE AUTHORIZING THE ACQUISITION OF A FRONT-END LOADER FOR THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, 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, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$171,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A. Acquisition of a Front-End Loader, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$180,000	\$9,000	\$171,000	15 years

Appropriation: \$180,000
 Bonds/Notes Authorized: \$171,000
 Grants (if any) Appropriated: None
 Section 20 Costs: \$10,000
 Useful Life: 15 years

Passed as on first reading at a regular meeting held on February 8, 2008 advertised in the BEACH HAVEN TIMES, issue of February 13, 2008.

OPEN PUBLIC HEARING
 No comments
 CLOSE PUBLIC HEARING

Motion to adopt Ordinance 08-03 on Second Reading:
 Motion: Palmer Ayes: Bayard, Palmer, Gove
 Second Bayard Nays:

2. Second 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**

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

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

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

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

- (a) the estimated amount to be raised by the Township from all sources for the purposes stated in Section 7 hereof is \$700,000; and
- (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$700,000.

Section 3. The sum of \$700,000, to be raised by the issuance of bonds or bond anticipation notes is hereby appropriated for the purposes stated in this bond ordinance ("Bond Ordinance").

Section 4. The issuance of negotiable bonds of the Township in an amount not to exceed \$700,000 to finance the costs of the purposes set forth in that certain loan application submitted to the New Jersey Environmental Infrastructure Trust Financing Program under project number S340023-01 ("Application") and as set forth in Section 7 hereof, is hereby authorized. Said bonds shall be sold in accordance with the requirements of the Local Bond Law.

Section 5. In order to temporarily finance the purposes described in Section 7 hereof, the issuance of bond anticipation notes of the Township in an amount not to exceed \$700,000 is hereby authorized. Pursuant to the Local Bond Law, the Chief Financial Officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver the same to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their date of delivery thereof. The Chief Financial Officer is hereby directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this Bond Ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 6. The amount of the proceeds of the obligations authorized by this Bond Ordinance which may be used for the payment of interest on such obligations, accounting, engineering, legal fees and other items as provided in Section 20 of the Local Bond Law, N.J.S.A. 40A:2-20, shall not exceed the sum of \$250,000.

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

<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A. Various Improvements to the Township's Sanitary Sewer System, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto, all as more particularly described in the New Jersey Environmental Infrastructure Trust Application (Project Number S340023-01) on file in the Township Clerk's office.	\$700,000	\$0	\$700,000	40 years

Section 8. Grants or other monies received from any governmental entity, if any, will be applied to the payment of, or repayment of obligations issued to finance, the costs of the purposes described in Section 7 above.

Section 9. The supplemental debt statement provided for in Section 10 of the Local Bond Law, N.J.S.A. 40A:2-10, was duly filed in the office of the Clerk prior to the passage of this Bond Ordinance on first reading and a complete executed duplicate original thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. The supplemental debt statement shows that the gross debt of the Township, as defined in Section 43 of the

Local Bond Law, N.J.S.A. 40A:2-43, is increased by this Bond Ordinance by \$700,000 and that the obligations authorized by this Bond Ordinance will be within all debt limitations prescribed by said Local Bond Law.

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

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

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

Section 13. The Township hereby covenants as follows:

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

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

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

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

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

Section 14. The improvements authorized hereby are not current expenses and are improvements that the Township may lawfully make. No part of the cost of the improvements authorized hereby has been or shall be specially assessed on any property specially benefited thereby.

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

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

Date of Introduction: February 8, 2008

Date of Final Adoption: February 22, 2008

Notice of Pending Bond Ordinance and Summary

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the Board of Commissioners of the Township of Long Beach, in the County of Ocean, State of New Jersey, on February 8, 2008. It will be further considered for final passage, after public hearing thereon, at a meeting of the Board of Commissioners to be held at the Public Safety Building, 6805 Long Beach Boulevard, Brant Beach, New Jersey on February 22, 2008, at 4:00 P.M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Township Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: **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**

<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A. Various Improvements to the Township's Sanitary Sewer System, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto, all as more particularly described in the New Jersey Environmental Infrastructure Trust Application (Project Number S340023-01) on file in the Township Clerk's office.	\$700,000	\$0	\$700,000	40 years

Appropriation: \$700,000
 Bonds/Notes Authorized: \$700,000
 Grants (if any) Appropriated: None
 Section 20 Costs: \$250,000
 Useful Life: 40 years

Bond Ordinance Statements and Summary

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Board of Commissioners of the Township of Long Beach, in the County of Ocean, State of New Jersey on February 22, 2008 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Township Clerk's office at 6805 Brant Beach Boulevard, Brant Beach, New Jersey for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: **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**

<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A. Various Improvements to the Township's Sanitary Sewer System, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto, all as more particularly described in the New Jersey Environmental Infrastructure Trust Application (Project Number S340023-01) on file in the Township Clerk's office.	\$700,000	\$0	\$700,000	40 years

Appropriation: \$700,000
 Bonds/Notes Authorized: \$700,000
 Grants (if any) Appropriated: None
 Section 20 Costs: \$250,000
 Useful Life: 40 years

This Notice is published pursuant to N.J.S.A. 40A:2-17.

Passed as on first reading at a regular meeting held on February 8, 2008 advertised in the BEACH HAVEN TIMES, issue of February 13, 2008.

OPEN PUBLIC HEARING

Robert Irvine, Beach Haven Crest asked for an explanation. Commissioner Palmer stated this was the Environmental Infrastructure Trust Program that was first approved in 2005 but not executed. The costs have increased and he invited Mr. Irvine to stop by his office to see plans.

John Connolly, 8E. Lavenia, Beach Haven Crest asked what amount will be needed. He stated being nervous about all the emergency repair charges, and feels that a long term policy is needed to address the condition of the sewer system. Commissioner Palmer noted he would get details from the engineering company and Dave Ward, Water/Sewer Dept.

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 08-04 on Second Reading:

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

3. Second 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**

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

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

STATEMENT OF PURPOSE

This ordinance establishes a Recreation and Special Activities Committee for the purpose of organizing activities to be held within the Township, including but not limited to promoting, facilitating, and operating various functions to enhance the recreational, educational and artistic interests of residents and visitors.

SECTION 1

Part I of an Ordinance entitled **"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** as follows:

Chapter 28
RECREATION AND SPECIAL ACTIVITIES COMMITTEE

SECTION 1.

§28-1 Establishment, purpose, name

There is hereby established a Recreation and Special Activities Committee for the purpose of organizing activities to be held within the Township.

§28-2 Membership; qualification; terms; vacancies; compensation; Coordinator.

The Recreation and Special Activities Committee shall consist of seven (7) members chosen from the public at large and one (1) coordinator that is a municipal employee. Said members shall be appointed by annual Resolution of the Board of Commissioners and shall serve in such capacity without compensation. All members shall be residents or property owners of the Township of Long with the exception of the Coordinator who shall be a municipal employee. Terms of all members and the Coordinator of the Recreation and Special Activities Committee shall be one year, commencing on January of the year of appointment, and each shall serve until a successor has been appointed.

§28-3 Meeting Requirements

The Recreation and Special Activities Committee shall meet at least quarterly. Nothing shall preclude the Committee from meeting more frequently if deemed necessary.

§28-4 Duties and Responsibilities

The duties and function of the Recreation and Special Activities Committee shall be to organize and operate events, programs and activities to be held within the Township that promote the recreational, educational and artistic pursuits of residents and visitors.

§28-5 Committee Coordinator

The Board of Commissioners shall annually appoint by Resolution of the Township of Long Beach, a Coordinator and members of the Recreation and Special Activities Committee. The Coordinator shall report to the governing body on a monthly basis to report on activities and recommendations regarding proposed and scheduled activities.

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance for any reason held invalid of unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions.

SECTION 4. A certified copy of this ordinance shall be forwarded to the Recreation and Activities Coordinator.

SECTION 5. This ordinance shall take effect after second reading and publication according to law.

NOTICE

Public Notice is hereby given that the foregoing Ordinance 08-05C 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, February 8, 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 22, 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 08-05C was duly adopted by the Board of Commissioners at their meeting held on Friday, February 22, 2008 at 4:00 p.m.

Passed as on first reading at a regular meeting held on February 8, 2008 advertised in the BEACH HAVEN TIMES, issue of February 13, 2008.

OPEN PUBLIC HEARING

No Comments

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 08-05C on Second Reading:

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

ADOPTIONS, APPROVALS, OPPOSITION

4. Resolution 08-0222.01: Approve various changes to water/sewer accounts

RESOLUTION 08-0222.01

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:

Blk:	Lot:	Acct:	Year:	Cancel/Change:	Amount:
18.95	1.01	6636-0 Sewer	2008	To Stand-by	179.00
6.17	14	1856-0 Sewer	2008	To Stand-by	421.00
6.42	4	2091-0 Sewer	2008	To Stand-by	421.00
8.17	20	2772-0 Sewer	2008	Remove Garb Disp.	179.00
10.26	4	3173-0 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.

5. Resolution 08-0222.02: Approve an increase to the 2008 temporary budget

RESOLUTION 08-0222.02

WHEREAS, the Chief Financial Officer of the Township of Long Beach has determined that an increase to the 2008 Temporary Budget, approved pursuant to Resolution 08-0104.11, is necessary due to various reasons; and

WHEREAS, the following appropriations for the current fund shall be increased to the following amounts:

• Dir. of Rev & Finance S/W	8-01-20-100-011	\$275.00
• Municipal Clerk S/W	8-01-20-120-011	\$26,350.00
• Financial Admin. S/W	8-01-20-130-011	\$7,050.00
• Tax Collection S/W	8-01-20-145-011	\$5,350.00
• Tax Assessor S/W	8-01-20-150-011	\$4,625.00
• Land Use Board S/W	8-01-21-180-011	\$385.00
• Construction Code S/W	8-01-22-195-011	\$13,550.00
• Construction S/W	8-01-22-195-201	\$1,500.00
• Dir of Public Safety	8-01-25-200-011	\$1,150.00
• Police S/W	8-01-25-240-011	\$68,250.00
• Prosecutor S/W	8-01-25-275-011	\$885.00
• Streets & Roads S/W	8-01-26-290-011	\$31,550.00
• Public Works S/W	8-01-26-302-011	\$25,800.00
• Bldgs & GroundsS/W	8-01-26-310-011	\$38,050.00
• Board of Health S/W	8-01-27-330-011	\$15,635.00
• Lifeguards S/W	8-01-28-380-011	\$15,640.00
• Municipal Court S/W	8-01-43-490-011	\$6,365.00
• Social Security O/E	8-01-36-472-000	\$23,975.00
• Unemployment Insurance O/E	8-01-23-225-000	\$1,025.00

Total Increase	\$287,410.00
Total Temporary Budget	\$5,635,917.00

WHEREAS, the following appropriations for the Water/Sewer Fund shall be increased to the following amounts:

• Water/Sewer S/W	8-09-55-549-011	\$7,950.00
Total Increase	\$7,950.00	
Total Temporary Budget	\$1,910,950.00	

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 2008 Temporary Budget as recorded above.

- Resolution 08-0222.03: Approve amendments to Health Benefits Waiver Incentive

RESOLUTION 08-0222.03

RESOLUTION AMENDING THE HEALTH CARE AND FINANCIAL INCENTIVE TO LONG BEACH TOWNSHIP EMPLOYEES

WHEREAS, a healthcare incentive program was provided by Long Beach Township for its employees by Resolution #08-0208.16; and

WHEREAS, some details were not available or were inadvertently omitted in the said resolution and Long Beach Township officials wish to make these details clearly understood; and

WHEREAS, those employees of Long Beach Township who had already waived their health benefits resulting in a significant savings to the town should be eligible for the financial reimbursement afforded to those who now opt to waive due to the newly provided incentive; and

WHEREAS, the Board of Commissioners of the Township of Long Beach wishes to clarify that the incentive program covers only the basic health insurance and not any extended benefits provided by the Township for vision, dental or prescriptions; and

WHEREAS, according to Chapter 92, Public Law 2007, the decision of a municipality to allow its employees to waive coverage and the amount of consideration to be paid are not subject to collective bargaining.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach at a regular meeting held Friday, February 22, 2008 that the aforementioned healthcare incentive program shall be and is hereby amended by the Township of Long Beach to include the above noted clarifications effective retro-active to the original date of adoption on February 8, 2008.

- Resolution 08-0222.04: Approve personnel actions

RESOLUTION 08-0222.04

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

WATER/SEWER

Hire the following as a Full Time Permanent Laborer subject to the routine 3 month work test period at the rate of \$14.00 per hour to be paid from the Water/Sewer Salary & Wage effective February 25, 2008.

Christopher R. Stankowski

POLICE

Acknowledge the continuation of an intermittent Family Leave for Erica Hershey effective February 7, 2008 and approve as per resolution/contract the donation of 30 sick days from Chief Michael Bradley subject to the refund terms of the resolution.

- Resolution 08-0222.05: Approve authorization for Long Beach Township to be the lead agency in an interlocal agreement with all other Island municipalities for fire, plumbing and electrical inspections.

RESOLUTION 08-0222.05

RESOLUTION AUTHORIZING AN INTERLOCAL AGREEMENT AMONG THE SIX LONG BEACH ISLAND TOWNS, WITH THE TOWNSHIP OF LONG BEACH THE LEAD AGENCY, FOR THE PURPOSE OF MAKING APPLICATION FOR A S.H.A.R.E GRANT TO CONDUCT A FEASIBILITY STUDY TO JOINTLY PROVIDE INSPECTION SERVICES FOR FIRE, PLUMBING & ELECTRIC

WHEREAS, the Township of Long Beach has agreed with the Borough of Barnegat Light, the Borough of Harvey Cedars, the Borough of Surf City, the Borough of Ship Bottom and the Borough of

Beach Haven to enter into an Interlocal Services Agreement to submit an application for a S.H.A.R.E grant from the State of New Jersey; and

WHEREAS, the said grant request would be for the maximum amount of \$20,000 with a 10% share of \$2,000 due and to be paid equally six ways by the six participating municipalities with the purpose to hire a consultant to conduct a feasibility study as to the possibility of creating a Joint Meeting of the Long Beach Island municipalities to provide inspection services for fire, plumbing and electric since the services of Ocean County will no longer be available to LBI effective on or before December 31, 2008; and

WHEREAS, the said Interlocal Services Agreement provides that the Township of Long Beach shall be the signatory party on the grant application above noted.

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 22, 2008 that the Mayor and Municipal Clerk are hereby authorized and directed to submit an application for a state of New Jersey S.H.A.R.E grant in the amount of \$20,000 for a study relative to the creation of an agency to provide inspection services for fire, plumbing & electric; and

BE IT FURTHER RESOLVED that the 10% share match required by the State shall be paid equally by the six participating municipalities.

9. Resolution 08-0222.06: Opposing the Governor's Toll Road Monetization Plan

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.

10. Resolution 08-0222.07: Approve the use of Bayview Park for a Shellfish, Fish and a Healthy Bay Program for the Alliance for a Living Ocean beginning July 10, 2008

RESOLUTION 08-0222.07

WHEREAS, the Alliance for a Living Ocean (ALO) is currently applying to the Barnegat Bay Estuary Program for a grant to sponsor a new summer event for the year 2008; and

WHEREAS, the program will be called Shellfish, Fish and a Healthy Bay; and

WHEREAS, this program will be held on Thursdays, from 10:00 am to 11:15 am beginning July 10th and running for the next six Thursdays being July 17th, July 24th, July 31st, August 7th, August 14th, August 21st. ; and

WHEREAS, the Alliance for a Living Ocean would like to hold this program at Bay View Park.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach does hereby grant permission for the above cited program to be held at Bayview Park beginning on July 10, 2008 and for six Thursdays being July 17th, July 24th, July 31st, August 7th, August 14th, August 21st.

Motion to approve Items 4 thru 10 :

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

CONTRACTS AND AWARDS

11. Resolution 08-0222.08: Approve two change orders for Metra Industries \$24,821.09 & \$19,258.00 totaling \$44,079.09

RESOLUTION 08-0222.08

RESOLUTION AUTHORIZING CHANGE ORDERS FOR THE WATER MAIN REPLACEMENT PROJECT EIT #1517001-007 IN THE TOWNSHIP OF LONG BEACH

WHEREAS, Metra Industries was awarded a contract for the watermain replacement project EIT # 1517001-007 in the Township of Long Beach in the amount of Five Hundred Ninety Seven Thousand Eight Hundred Ninety Seven Dollars and Ninety Nine Cents (\$597,897.99) as per Resolution #07-0302.08 ; and

WHEREAS, based on the actual project, changes to the scope of the project resulting in unexpected additional costs were incurred; and

WHEREAS, these changes have resulted in Change Order #1 and Change Order #2 of the original contract and has been approved and certified by the Municipal Engineer and the New Jersey Department of Environmental Protection. Said detailed Certification contains all the facts associated with this Change Order in accordance with state statutes and is attached hereto.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach at a regular scheduled meeting, (not less than two-thirds (2/3) of the members thereof affirmatively concurring) this 22nd day of February 2008 that Metra Industries, 50 Muller Place, Little Falls, NJ 07424 be and is hereby awarded Change Order #1 not to exceed Twenty Four Thousand Eight Hundred Twenty One Dollars and Nine Cents (\$24,821.09) and Change Order #2 not to exceed Nineteen Thousand Two

Hundred Fifty Eight Dollars (\$19,258.00) for payment of the work required to complete the watermain replacement project EIT# 1517001-007 in Long Beach Township.

12. Resolution 08-0222.09: Approve award of contract to Fords National Auto Mart per state contract in the amount of \$17,361.00

RESOLUTION 08-0222.09

AUTHORIZE A CONTRACT WITH FORDS NATIONAL AUTO MART FOR THE PURCHASE OF ONE (1) 2008 FORD RANGER XL 4WD (R15) FOR THE LONG BEACH TOWNSHIP CONSTRUCTION DEPARTMENT, 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, Fords National Auto Mart, 900 Highway 35 South, Ocean, NJ 07712 has been awarded New Jersey State Contract No. A70873 expiring; and

WHEREAS, the Commissioner of Public Safety 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 (1) 2008 Ford Ranger XL 4WD (R15) is Seventeen Thousand Three Hundred Sixty Dollars No Cents (\$17,361.00); and

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

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that Fords National Auto Mart be awarded a contract for the purchase of one (1) 2008 Ford Ranger XL 4WD (R15) for the Construction Department in an amount not to exceed Seventeen Thousand Three Hundred Sixty Dollars No Cents (\$17,361.00).

13. Resolution 08-0222.10: Approve award of contract to Global Connect Emergency Notification System in the amount of \$3,562.50

RESOLUTION 08-0222.10

RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR AN EMERGENCY NOTIFICATION PROGRAM FOR THE TOWNSHIP OF LONG BEACH, PER QUOTATION

WHEREAS, the Township of Long Beach has solicited quotes for an emergency notification program; 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 quote be accepted for same; and

WHEREAS, Global Connect, 5218 Atlantic Avenue, Suite 202, Mays Landing, NJ 08330-2003 gave the lowest qualified quote in an amount not to exceed three thousand five hundred sixty two dollars and fifty cents (\$3,562.50) for the first year and not to exceed five thousand sixty two dollars and fifty cents (\$5,062.50) annually after the first year.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 22nd day of February 2008, for the reasons aforesaid, that a contract be and is hereby awarded to:

**Global Connect
5218 Atlantic Avenue Suite 202
Mays Landing, NJ 08330-2003**

to provide an emergency notification system in an amount not to exceed three thousand five hundred sixty two dollars and fifty cents (\$3,562.50) for the first year and not to exceed five thousand sixty two dollars and fifty cents (\$5,062.50) annually after the first year.

14. Resolution 08-0222.11(a-d) Approve award of various contracts by bid:

(a) Davis Equipment Sales, Inc. for the purchase of a Surf Rake with sanitizing conveyor for the Dept. of Public Works, in the amount of \$50,166.92

RESOLUTION 08-0222.11(a)

A RESOLUTION AWARDED A CONTRACT FOR THE PURCHASE OF ONE (1) BARBER SURF RAKE MODEL 600 HD WITH SANITIZING CONVEYOR WITH HYDRAULIC MOLDBOARD OPTION FOR THE PUBLIC WORKS DEPARTMENT OF THE TOWNSHIP OF LONG BEACH, PER BID

WHEREAS, the Township of Long Beach has solicited bids for the purchase and delivery of one (1) Barber Surf Rake Model 600 HD with Sanitizing Conveyor; and

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

WHEREAS, Davis Equipment Sales, Inc. gave the lowest qualified bid as per the municipal attorney's review and approval; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by Clean Communities.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 22nd day of February 2008, for the reasons aforesaid, that a contract be and is hereby awarded to:

Davis Equipment Sales, Inc.
P.O. Box 607
12 West Avenue
Atlantic Highlands, New Jersey 07716

for the purchase and delivery of one (1) Barber Surf Rake Model 600 HD with Sanitizing Conveyor with hydraulic moldboard option in an amount not to exceed Fifty Thousand One Hundred Sixty Six Dollars and Ninety Two Cents (\$50,166.92) as per the bid received February 14, 2008.

(b) William E. Martin, t/a Marine Repairs for the repair, maintenance and towing of police and municipal vehicles

RESOLUTION 08-0222.11(b)

A RESOLUTION AWARDING A CONTRACT FOR THE REPAIR, MAINTENANCE AND TOWING OF POLICE AND MUNICIPAL VEHICLES OF THE TOWNSHIP OF LONG BEACH, PER BID

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

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

WHEREAS, William E. Martin, t/a Marine Repairs, gave the lowest qualified bid as per the Township's municipal attorney's review and approval.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 22nd day of February 2008, for the reasons aforesaid, that a contract be and is hereby awarded to William E. Martin, t/a Marine Repairs, 350 Amber Street, Beach Haven, NJ 08008 in the amounts as contained in bid submitted on February 14, 2008.

(c) Route 23 Truck Center for the purchase of three (3) 2008 F 350 SRW Super Duty Trucks for the Dept. of Public Works in the amount of \$34,943.00 each

RESOLUTION 08-0222.11(c)

A RESOLUTION AWARDING A CONTRACT FOR THE PURCHASE OF THREE (3) 2008 F-350 SRW SUPER DUTY TRUCKS FOR THE DEPARTMENT OF PUBLIC WORKS OF THE TOWNSHIP OF LONG BEACH

WHEREAS, the Township of Long Beach has solicited bids for the purchase of three (3) 2008 F-350 Super Duty Trucks for the Department of Public Works; and

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

WHEREAS, Route 23 Auto Mall Truck Center gave the lowest qualified bid as per the Township's municipal attorney's review and approval.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 22nd day of February 2008, for the reasons aforesaid, that a contract be and is hereby awarded to, Route 23 Auto Mall Truck Center, 1301 Route 23 South, Butler, New Jersey 07405 in the amounts as contained in bid submitted on February 14, 2008.

(d) Pole Tavern Equipment Sales Corp. for the purchase of two (2) beach tractors with loaders in the amount not to exceed \$135,800.00

RESOLUTION 08-0222.11(d)

A RESOLUTION AWARDING A CONTRACT FOR THE PURCHASE OF TWO (2) BEACH TRACTORS WITH LOADERS FOR THE DEPARTMENT OF PUBLIC WORKS OF THE TOWNSHIP OF LONG BEACH

WHEREAS, the Township of Long Beach has solicited bids for the purchase of two (2) beach tractors with loaders for the Department of Public Works; and

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

WHEREAS, Pole Tavern Equipment Sales Corp, gave the lowest qualified bid as per the Township's municipal attorney's review and approval.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 22nd day of February 2008, for the reasons aforesaid, that a contract be and is hereby awarded to, Pole Tavern Equipment Sales Corp, 670 Route 40, Elmer, NJ 08318 in the amounts as contained in bid submitted on February 14, 2008.

Motion to approve Items 11 thru 14:

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

FINANCIAL APPROVALS

15. Resolution 08-0222 12(a-d):

(a) Approve authorization to make application for the Ocean County Recycling Mini Grant

RESOLUTION 08-0222.12(a)

RESOLUTION AUTHORIZING THE APPLICATION FOR AN OCEAN COUNTY MUNICIPAL RECYCLING MINI-GRANT

WHEREAS, Long Beach Township wishes to utilize the Ocean County Recycling Mini Grant Assistance Program by making application for a grant.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach at the public meeting held on Friday, February 22, 2008, that Commissioner Ralph Bayard of the Public Works Department or Bonnie Leonetti, Municipal Clerk/Administrator are hereby authorized to execute and submit an application for a Recycling Mini Grant.

(b) Approve authorization to apply for a SHARE grant for a feasibility study to create an LBI Interlocal for Inspection Services

RESOLUTION 08-0222.12(b)

RESOLUTION AUTHORIZING THE APPLICATION FOR A S.H.A.R.E. GRANT TO CONDUCT A FEASIBILITY STUDY REGARDING THE CREATION OF A LONG BEACH ISLAND INTERLOCAL FOR CONSTRUCTION INSPECTION SERVICES

WHEREAS, the Long Beach Township Construction Department has utilized the Ocean County Construction Inspection Department for its inspection services for plumbing, electrical and fire inspections; and

WHEREAS, Ocean County will no longer offer this service as of December 31, 2008 and Long Beach Township as well as the other Long Beach Island municipalities must now make appropriate arrangements for inspection services; and

WHEREAS, it is the wish of all the municipalities on Long Beach Island to create an inspection services through interlocal shared services and that Long Beach Township be the lead agency; and

WHEREAS, Long Beach Township as the lead agency would like to apply for a S.H.A.R.E. grant to conduct a feasibility study for same.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach at the public meeting held on Friday, February 22, 2008, that Bonnie M. Leonetti or her designee is hereby authorized to participate in, and execute if necessary, an application for a S.H.A.R.E. Grant to fund a feasibility study for inspection services for the municipalities of Long Beach Island with Long Beach Township as the Lead Agency.

(c) Approve authorization to apply to the State to participate in an E-Procurement Pilot Program

RESOLUTION 08-0222.12(c)

RESOLUTION AUTHORIZING AN APPLICATION TO THE STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS, DIVISION OF LOCAL GOVERNMENT SERVICES FOR THE E-PROCUREMENT PILOT PROGRAM AND WAIVER REQUESTS

WHEREAS, the Township of Long Beach desires to participate in the E-Procurement Pilot Program, waiver requests and online auctions for disposal of Township surplus; and

WHEREAS, the State of New Jersey has established the E-Government for Government and the Local Unit Electronic Technology Pilot Program and Study Act, P.L. 2001, c.30 overseen by the Department of Community Affairs Division of Local Government Services; and

WHEREAS, participation in the E-Procurement Pilot Program would allow the Township of Long Beach to procure and dispose of certain goods and services in a more cost efficient manner; and

WHEREAS, Bonnie Leonetti, Township Administrator has reviewed the program and recommend that the Township of Long Beach, New Jersey submit the application for the E-procurement Pilot Program and waiver requests; and

WHEREAS, Numerous Counties and Local Municipalities have contracted with GovDeals, and the Township anticipates participating in GovDeals online auctions either independently or in partnership with the county or other municipalities.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, that the Administrator is hereby authorized to apply for participation in the E-Procurement Pilot Program and submit Waiver Request with the New Jersey Department of Community Affairs, Division of Local Government Services.

BE IT FURTHER RESOLVED, that the Board of Commissioners of the Township of Long Beach authorizes the Chief Finance Officer, Elizabeth L. Jones and Bonnie Leonetti, Township Administrator to coordinate and direct the E-Procurement Pilot Program, submit waiver request and manage online auctions of Township surplus in accordance with N.J.A.C & "The ACT".

(d) Approve authorization to make application for the Phase III Pandemic Influenza Preparedness Mini Grant

RESOLUTION 08-0222.12(d)

RESOLUTION AUTHORIZING THE APPLICATION FOR PHASE III MINI GRANT FOR PANDEMIC INFLUENZA PREPAREDNESS

WHEREAS, Public Health Preparedness funding is included in the mini-grant; and

WHEREAS, the purpose of this funding is to enhance select local public health emergency preparedness initiatives; and

WHEREAS, Long Beach Township wishes to utilize the New Jersey State Department of Health & Senior Services by making application for a mini grant.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach at the public meeting held on Friday, February 22, 2008, that Timothy Hilferty, Director, Long Beach Island Health Department or Bonnie Leonetti, Municipal Clerk/Administrator are hereby authorized to execute and submit an application for a Phase III mini grant for pandemic influenza preparedness.

16. Resolution 08-.0222.13 Approve Bills & Payroll

Bills in the amount of:	\$865,143.06
Payrolls in the amount of:	\$376,274.70

RESOLUTION 08-0222.13

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

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

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

WHEREAS, Payroll Department has certified and submitted a request for approval of Township payroll in the amount of \$376,274.70.

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 \$865,143.06 be and the same are hereby authorized to be paid on February 22, 2008.

2. The said approved payroll amounting to the sum of \$376,274.70 be and the same are hereby authorized to be paid on February 22, 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.

Motion to approve Items 15 & 16 :

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

Commissioner Palmer abstained on vouchers for Commerce Bank.

Mayor Gove stated the Tax Collector report for the month of January 2008 was on file in the Municipal Clerk's Office.

COMMISSIONERS' REPORTS

Commissioner Bayard: no comments.

Commissioner Palmer: no comments.

Mayor Gove announced meeting with Ocean County to discuss continuation of construction inspection services until a new plan is implemented.

OPEN PUBLIC SESSION

Bill Kunz, 6703 Ocean Blvd., Brant Beach commented in reference to the feasibility study for the construction inspection services. He recalled his personal experience when his electricity was cut off and he called the Police Dept and DPW feels that the Twp. should provide an on call electrician and plumber for emergency situations.

Mayor Gove will include this when we give our wish list.

William Knarre, Brant Beach commented that he was bothered by how the Beach Patrol situation was being handled and would like to see it end.

Commissioner Palmer agreed and commented this was done under advise of counsel.

Dick Jeffries, 129th Street, asked about an article that was in the Atlantic City Press regarding a certain PBA. He asked which PBA was for the Twp. Det. Lyons replied #175 & #373 for Long Beach Twp and Barnegat Light. Fraternal Order of Police is multi-district.

Detective Lyons thanked Mayor Gove, Municipal Clerk Bonnie Leonetti and Sharon Bongiovani for the professionalism and time spent with employees regarding the change in the Health Benefits.

Peter Trainor, North Beach Haven asked when we would have the 2007 audit. Commissioner Palmer stated he will make the date available at the next meeting.

Bob Irvine asked if the budget would be made available online. It was noted that it would be available after introduction.

Steve Eisenberg, 12914 Pacific Ave., Beach Haven Terrace, questioned the discussions held over the last couple of years regarding business owners and al fresco dining and what has become of it. Mayor Gove replied that she is working with the zoning/health offices and thanked him for his support.

Bill Kunz asked about the beach safety hearing and when it would be held.

R. J. Shackleton, solicitor explained the parameters of the hearing.

Rick Jones, 1915 Waverly, North Beach Haven stated he finds the Beach issue political and feels it is casting a poor light on the Twp.

CLOSE PUBLIC SESSION

Motion for adjournment at: 5:07 p.m.

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

Teresa S. Sgro, RMC
Acting Municipal Clerk

DiAnne C. Gove, Mayor

Robert A. Palmer, Comm.

Ralph H. Bayard, Comm.