

MINUTES
REGULAR SESSION BOARD OF COMMISSIONERS APRIL 4, 2008

Flag Salute

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

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

Also in attendance: Bonnie M. Leonetti, Municipal Clerk
Christopher DiFrancia, Esq.

Municipal Clerk announced: Notice of the time and place of this meeting has been posted in the office of the Municipal Clerk, published by the BEACH HAVEN TIMES; the PRESS OF ATLANTIC CITY; and the ASBURY PARK PRESS on December 5, 2007; and filed with the Municipal Clerk.

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

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

AGENDA

PROCLAIM

- April 2008: Autism Awareness Month
- Mayors' Wellness Campaign: April 12th 2008 is Family Walk Day
- Public Health Week: April 7th through 13th 2008

Mayor Gove announced each Proclamation.

ORDINANCES/PUBLIC HEARINGS

1. Second Reading Ordinance 08-06C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, 1997" AS THE SAME IN CHAPTER 51 PROVIDES FOR BEACH REGULATIONS**

Mayor Gove explained public response had given the Board of Commissioners reason to table Ordinance 08-06C at the current time. She asked that interested members from the public leave their name and contact information to submit their comments and ideas regarding beach regulations to the Board of Commissioners. The Mayor then asked for a Motion to table Ordinance 08-06C.

Motion to table Ordinance 08-06C:

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

2. Second Reading Ordinance 08-07C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, 1997" AS THE SAME IN CHAPTER 135 PERTAINS TO PEACE AND GOOD ORDER**

Passed as on first reading at a regular meeting held on March 20, 2008 advertised in the BEACH HAVEN TIMES, issue of March 26, 2008.

ORDINANCE 08-07C

AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" AS THE SAME IN CHAPTER 135 PERTAINS TO PEACE AND GOOD ORDER

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

STATEMENT OF PURPOSE

The purpose of this Ordinance is to prohibit the changing of clothes in any public area or public street unless within a permanent enclosed structure.

SECTION I

135-6. Disorderly conduct; loitering.

A new section, designated as C., shall be added as follows:

C. No person shall disrobe, dress or undress anywhere in the Township including, but not limited to, public streets or public property unless inside a permanent enclosed structure.

SECTION II

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

SECTION III

If any word, phrase, clause, section or provision of this Ordinance shall be found by any court of competent jurisdiction to be unenforceable, illegal or unconstitutional, such word, phrase, clause, section or provision shall be severable from the balance of the Ordinance and the remainder of the Ordinance shall remain in full force and effect.

SECTION IV

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

NOTICE

Public Notice is hereby given that the foregoing Ordinance was introduced and passed on the first reading at a regular meeting of the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, held on Thursday March 20, 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, April 4, 2008 4:00 p.m. at the Public Safety Building, 6805 Long Beach Blvd., Brant Beach, NJ 08008.

OPEN PUBLIC HEARING

No comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 08-07C on Second Reading:

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

3. First Reading Ordinance 08-08C: AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, 1997" AS THE SAME IN CHAPTER 168 PERTAINS TO SOLID WASTE

Mayor Gove announced second reading and public hearing would be held on April 18th.

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

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

ADOPTIONS, APPROVALS, SUPPORT

4. Resolution 08-0404.01(a&b): Support various proposed legislation:

- a. Increase of motor vehicle fine surcharges to fund New Jersey State Police budget shortfalls (in lieu of local tax increases)
- b. Assembly Bill AR89: Expand funding for the Gypsy Moth Suppression Program

RESOLUTION 08-0404.01(a)

A RESOLUTION ENDORSING AN INCREASE IN STATE POLICE SURCHARGES TO FUND STATE BUDGET SHORTFALLS IN LIEU OF RELIANCE UPON LOCAL PURPOSE TAX INCREASES

WHEREAS, Governor Jon S. Corzine's proposed Fiscal Year 2009 budget identifies a shortfall in New Jersey State Police funding; and

WHEREAS, the administration plans to start charging municipalities for State Police services, and doing so would negatively affect municipal budgets and thus require municipalities to raise local purpose taxes; and

WHEREAS, the aforementioned proposed budget calls for cuts in municipal aid which also would require municipalities to raise local purpose taxes; and

WHEREAS, Directive 15 from the Governor also requires municipalities to meet new security requirements in their courts, resulting in additional capital expenditures in municipal budgets while no state funding offsets are provided; and

WHEREAS, on February 22, 2007, many mayors, and other elected and appointed municipal officials met with the Attorney General and State Police offering a solution to the State Police budget shortfall, namely, increasing surcharges on fines levied by the State Police; and

WHEREAS, P.L. 2007, c.335 (C.39:2A-36.1) allows the Motor Vehicle Commission governing Board to increase the surcharges listed in that statute; and

WHEREAS, charging those who violate state statutes would fund the State Police Budget shortfall in lieu of relying on New Jersey property taxpayers is a sensible solution to address the problem; and

WHEREAS, on March 19, 2008 mayors, elected and appointed officials met again with the Governor's Deputy Chief of Staff, other members of the administration, and the State Police, reiterating this fair solution, and recommended that the administration set the appropriate surcharge rates that would cover the shortfall, as well as that monies collected may also be returned to communities to cover additional court security expenses.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, hereby resolves that it endorses the sensible solution proposed; to raise surcharges on motor vehicle fines rather than rely on New Jersey property taxpayers to fund any State Police shortfall; and

BE IT FURTHER RESOLVED that copies of this resolution be sent to the Governor, members of the State Legislature, and the New Jersey League of Municipalities.

RESOLUTION 08-0404.01(b)

A RESOLUTION SUPPORTING PASSAGE OF AR 89, MEMORIALIZING THE UNITED STATES DEPARTMENT OF AGRICULTURE TO EXPAND FINANCIAL SUPPORT FOR NEW JERSEY'S GYPSY MOTH SUPPRESSION PROGRAM

WHEREAS, there is now pending New Jersey Assembly Bill AR89, memorializing the United States Department of Agriculture to expand funding for the New Jersey Gypsy Moth Suppression Program in order to aid municipalities in fighting the devastating effects of this forest pest.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey as follows:

1. That the Board of Commissioners of the Township of Long Beach hereby supports the passage of New Jersey Assembly Bill AR89 memorializing the United States Department of Agriculture to expand funding for the New Jersey Gypsy Moth Suppression Program in order to aid municipalities in fighting the devastating effects of this forest pest.
2. That the Township Clerk shall forward certified copies of this Resolution to Governor Jon Corzine, 9th, 10th, and 30th District legislators, and Ocean County municipalities.

5. Resolution 08-0404.02: Approve the 2007 Annual Report of the Long Beach Island Health Dept

RESOLUTION 08-0404.02

BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, that the Annual Report of the Health Department for calendar year 2007, as annexed hereto and made a part hereof, be and the same is hereby approved.

6. Resolution 08-0404.03: Authorize submission of SHARE grant application and collection of matching funds from participating towns

Mayor Gove stated LBI municipalities have agreed to apply for a SHARE (Sharing Available Resources Efficiently) Grant to study the potential sharing of electrical, plumbing, and fire inspection services.

RESOLUTION 08-0404.03

WHEREAS, the Board of Commissioners of the Township of Long Beach and the Borough of Barnegat Light, Borough of Harvey Cedars, Borough of Surf City, Borough of Ship Bottom, and the Borough of Beach Haven have agreed to apply for a SHARE (Sharing Available Resources Efficiently) Grant through the State of New Jersey Local SHARE Program in the amount of \$20,000.00; and

WHEREAS, the Township of Long Beach has agreed to be the Lead Agency in this endeavor; and

WHEREAS, the Board of Commissioners of the Township of Long Beach is acknowledging and accepting the responsibility of acting as applicant for this grant of behalf of the Borough of Barnegat Light, Borough of Harvey Cedars, Borough of Surf City, Borough of Ship Bottom, and the Borough of Beach Haven; and

WHEREAS, the State of New Jersey has made SHARE grants available to assist local units study, develop and implement new shared and regional services; and

WHEREAS, the purpose of this grant is to promote shared services between our local units through studying the potential sharing of electrical, plumbing, and fire inspection services to all local units; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that Long Beach Township does hereby join with the Borough of Barnegat Light, Borough of Harvey Cedars, Borough of Surf City, Borough of Ship Bottom, and the Borough of Beach Haven in applying for a grant for the purpose of a feasibility study of such an endeavor; and

BE IT FURTHER RESOLVED that the Township of Long Beach agrees to provide its agreed share of the required local match in the amount of \$2,000.00 and to accept receipt of the local match requirements from the other participating local units and to be responsible for its proper expenditure.

7. Resolution 08-0404.04: Approve personnel actions

Mayor Gove announced the various proposed actions.

RESOLUTION 08-0404.04

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

FINANCE

Approve an intermittent paid Family Leave of Absence (FLA) using accumulated sick days for Mary Brewster effective retro-active to March 13, 2008.

HEALTH

Approve a paid Medical Leave of Absence for Anita Miller using accumulated sick days effective April 9, 2008.

PUBLIC WORKS

Designate Andrew Baran to replace John Jones as the Certified Public Works Manager as per his NJDCA issued certification M-1036 dated April 25, 2006.

8. Resolution 08-0404.05: Approve the 2007 State Recycling Grant application

Mayor Gove explained this would approve the submission of a 2007 Municipal Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection Agency Office of Recycling.

RESOLUTION 08-0404.05

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grants may be made to Municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new Municipal recycling programs and to continue and expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on Municipalities certain requirements as a condition for applying for tonnage grants, including, but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the Municipality; and

WHEREAS, a resolution authorizing this Municipality to apply for such tonnage grants will memorialize the commitment of this Municipality to recycling and indicate the assent of the Board of Commissioners of Long Beach Township to the efforts undertaken by the Municipality and the requirements contained in the Recycling Act and Recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure that the application is properly completed and filed.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 4th day of April 2008, that the Township of Long Beach hereby endorses the submission of a 2007 Municipal Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection Agency Office of Recycling and designate Andrew Baran, Certified Public Works Manager to ensure that the said application is properly filed.

9. Resolution 08-0404.06: Approve donation of surplus telephone equipment to the American Red Cross: (1) Merlin Legend Voice Mail system

Mayor Gove noted a new telephone system / voice mail system has been installed in the municipal complex.

RESOLUTION 08-0404.06

WHEREAS, the Township of Long Beach Police Department possesses one (1) Merlin Legend Voice Mail system that is no longer in use; and

WHEREAS, the American Red Cross of Greater Somerset County has a need and a use for said item; and

WHEREAS, N.J.S.A. 40A:11-5(2) permits a municipality to donate to a duly authorized agency of the state, county or municipality of the State of New Jersey such personal property as this item; and

WHEREAS, the Township of Long Beach Police Department wishes to donate one (1) Merlin Legend Voice Mail system to the American Red Cross of Greater Somerset County, 14 West Cliff Street, Somerset, NJ 08876.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach does hereby authorize the conveyance to the American Red Cross of Greater Somerset County for its use, the above noted voice mail system.

Motion to approve Items 4 - 9:

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

LICENSES AND PERMITS

10. Resolution 08-0404.07: Approve renewal application for an arcade license: Mr. Tee's Arcade

RESOLUTION 08-0404.07

WHEREAS, Stephen Linzey, t/a Mr. Tee's Arcade located at 18 W. 18th Street, North Beach Haven, New Jersey in the Township of Long Beach, constitutes a part of the amusement area in a seashore resort as defined in the Revised General Code of the Township of Long Beach 1997 Chapter 43 of the Township of Long Beach; and

WHEREAS, Mr. Tee's Arcade has applied for an Amusement Games License to hold, operate and conduct various games; and

WHEREAS, the Board of Commissioners of the Township of Long Beach is not aware of any circumstances or provisions of law which prohibit the granting of said license.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that the above detailed license, Certification AGL 08-01, be and hereby is granted for the year 2008 to expire December 31, 2008.

11. Resolution 08-0404.08: Approve an application for a Special Permit for a Social Affair: LBI PTA alcohol license for fundraiser on 5/15/08

RESOLUTION 08-0404.08

BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach grants a SPECIAL PERMIT FOR SOCIAL AFFAIR to Long Beach Island PTA, to be held at Brant Beach Yacht Club at 59th and Bay Avenue, Brant Beach. This permit will allow Long Beach Island PTA to serve alcoholic beverages at the fundraiser on May 15, 2008 between the hours of 5:00 P.M. and 11:00 P.M.

Motion to approve Items 10 & 11:

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

CONTRACTS AND AWARDS

12. Resolution 08-0404.09: Approve the award of a contract for bulkhead replacement at 31st and 32nd Streets, per bid: Diamond Construction \$68,100.00

RESOLUTION 08-0404.09

A RESOLUTION AWARDING A CONTRACT FOR THE 2008 BULKHEAD REPLACEMENT PROJECT: 31ST AND 32ND STREETS IN THE BEACH HAVEN GARDENS SECTION OF THE TOWNSHIP OF LONG BEACH, PER BID

WHEREAS, the Township of Long Beach has solicited bids for the 2008 Bulkhead Replacement Project: 31st and 32nd Streets in the Beach Haven Gardens section of the Township; and

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

WHEREAS, JAK Construction Corp. T/A Diamond Construction gave the lowest qualified bid as per the municipal engineer and attorney's review and approval; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by Ordinance 07-29: Bulkhead Repairs.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 4th day of April 2008, for the reasons aforesaid, that a contract be and is hereby awarded to:

JAK Construction Corp. T/A Diamond Construction
35 Beaverson Blvd., Suite 9A
Brick, NJ 08723

for the 2008 Bulkhead Replacement Project: 31st and 32nd Streets in the Beach Haven Gardens section of the Township in an amount not to exceed Sixty Eight Thousand One Hundred Dollars (\$68,100.00) as per the bid received March 25, 2008.

13. Resolution 08-0404.10(a&b): Approve various professional service contracts:

- a. Colleen M. Dolcy, Esq., Alternate Municipal Prosecutor
- b. Christopher Reid, Esq., Conflict Public Defender

RESOLUTION 08-0404.10(a)

RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR PROFESSIONAL SERVICES

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

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

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

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

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

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

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

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

NOW, THEREFORE BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach authorizes the Mayor to enter into a contract with the Professional listed below as described herein effective through May 20, 2008; and

<u>NAME</u>	<u>DESCRIPTION OF SERVICES</u>	<u>AMOUNT</u>
Colleen J. Dolcy, Esq. of Citta, Holzapfel & Zabarsky	Alt. Municipal Prosecutor	NTE \$22,367.60

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

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

RESOLUTION 08-0404.10(b)

RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR PROFESSIONAL SERVICES

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

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

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

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

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

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

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

NOW, THEREFORE BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach authorizes the Mayor to enter into a contract with the Professional listed below as described herein effective through May 20, 2008; and

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

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

14. Resolution 08-0404.11: Authorize execution of Agreement between LBI Health Department and Stockton State College for Public Health Education

Mayor Gove advised this would provide students with internship opportunities in the field of Public Health.

RESOLUTION 08-0404.11

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 4th day of April 2008, that Timothy J. Hilferty, as Director, on behalf of the Long Beach Island Health Department, be and is hereby authorized to enter into an Agreement with Richard Stockton State College and the Long Beach Island Health Department to provide students with internship opportunities in the field of Public Health; and

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

15. Resolution 08-0404.12: Amend and re-calculate the Interlocal Agreement for the Beach Lobbyist removing Beach Haven Borough

Mayor Gove explained the cost for the Lobbyist would be allocated by percentage to each participating municipality.

RESOLUTION 08-0404.12

RESOLUTION TO AMEND AN INTERLOCAL AGREEMENT TO RETAIN THE SERVICES OF LOBBYISTS TO LOBBY THE CONGRESS OF THE UNITED STATES FOR FUNDING FOR BEACH PROTECTION

WHEREAS, on the 17th day of September, 2004 the Township of Long Beach adopted a Resolution whereby the Township agreed to enter into an Interlocal Agreement with all the other municipalities on Long Beach Island to retain the services of Winning Strategies to lobby the Congress of the United States to provide funding for massive beach restoration and protection on Long Beach Island; and

WHEREAS, the Borough of Beach Haven declined at that time to participate in the Interlocal Agreement; and

WHEREAS, the Borough of Beach Haven eventually agreed to join in the Interlocal group and pay their proportionate share of a lobbyist contract in regard to the Beach Storm Protection Project; and

WHEREAS, the Borough of Beach Haven has again declined at this time to participate in the Interlocal Agreement for the year 2008 which means the shares for the above noted Professional contract with lobbyist Winning Strategies must be re-apportioned.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach at a regular meeting held Friday, April 4, 2008 that the Borough of Beach Haven shall be removed from the aforementioned Interlocal Agreement and the former payment shares for the remaining members shall be and are hereby amended and the percent contained therein shall be and are hereby adjusted as follows:

Long Beach Township	55.2%
Borough of Barnegat Light	11.2%
Borough of Harvey Cedars	13.2%
Borough of Surf City	10.2%
Borough of Ship Bottom	10.2%

BE IT FURTHER RESOLVED, that the Boroughs of Barnegat Light, Harvey Cedars, Surf City and Ship Bottom are hereby requested to adopt similar resolutions in order that the corrected quarterly invoices for the Winning Strategies contract may be issued to those municipalities.

16. Resolution 08-0404.13: Authorize execution of an Interlocal Agreement with Ocean County for Schedule "C" Bulkheads for 2008: 73rd Street: \$19,000.00

RESOLUTION 08-0404.13

RESOLUTION AUTHORIZING EXECUTION OF INTERGOVERNMENTAL AGREEMENT WITH THE COUNTY OF OCEAN FOR BULKHEAD REPLACEMENTS UNDER SCHEDULE C

WHEREAS, the County of Ocean has created and established a program to assist municipalities and governmental agencies in the repair and / or replacement of bulkheads in addition to providing certain materials and supplies in connection therewith; and

WHEREAS, the governing body of the Township of Long Beach has requested the County to provide certain various services to replace one (1) bulkhead within the municipality at a cost not to exceed \$19,000.00; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by Ordinance 07-30: Schedule "C" Bulkheads.

WHEREAS, the Township of Long Beach wishes to enter into an agreement with the County for the provision of these services.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Long Beach in the County of Ocean, State of New Jersey, as follows:

1. The Commissioner of Public Works and Clerk of the Township of Long Beach are hereby authorized and directed to enter into and execute an Intergovernmental Agreement with the County of Ocean for the replacement of a bulkhead at the bayfront of 73rd Street, in an amount not to exceed \$19,000.00.
2. A copy of this Agreement shall be kept on file and be available for public inspection at the Office of the Township Clerk.
3. This Agreement shall take effect upon full execution by the parties and shall remain in full force and effect through December 31, 2008. Sufficient funds have been appropriated and are available for this purpose in Capital Budget.
4. A certified copy of this resolution shall be forwarded to:
 - A. Clerk of the Ocean County Board of Chosen Freeholders
 - B. Ocean County Engineering Department
 - C. Ocean County Department of Finance

Motion to approve Items 12 - 16:

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

FINANCIAL APPROVALS

17. Resolution 08-0404.14: Authorize the purchase of two (2) vehicles for the Public Works Department from the Ocean County Auction Preview held on March 25th 2008: (1)1996 F-150 truck, and (1) 2000 New Holland 575E Backhoe at a cost of \$1.00 per vehicle

RESOLUTION 08-0404.14

A RESOLUTION AUTHORIZING THE PURCHASE OF TWO (2) VEHICLES FOR THE PUBLIC WORKS DEPARTMENT OF THE TOWNSHIP OF LONG BEACH FROM THE OCEAN COUNTY AUCTION

WHEREAS, on March 25, 2008 Ocean County hosted a preview of county-owned property scheduled for public auction; and

WHEREAS, Andrew Baran, Certified Public Works Manager for the Township of Long Beach has determined that the purchase of Truck #7: 1996 F-150 VIN #1FTEF15Y9TLA93449 and Backhoe #18: 2000 New Holland 575E VIN #31028487 at a cost of One Dollar (\$1.00) per vehicle, would be useful and beneficial to the Long Beach Township Public Works Department.

NOW, THEREFORE BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach hereby authorize the purchase of the above-described vehicles at a cost of One Dollar (\$1.00) per vehicle for use by the Public Works Department.

18. Resolution 08-0404.15: Approve Bills & Payroll

Bills in the amount of: \$435,837.88

Payrolls in the amount of: \$367,914.58

RESOLUTION 08-0404.15

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 \$367,914.58.

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 \$435,837.88 be and the same are hereby authorized to be paid on April 4, 2008.

2. The said approved payroll amounting to the sum of \$367,914.58 be and the same are hereby authorized to be paid on April 4, 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 17 & 18:

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

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

Commissioner Palmer abstained from Commerce Bank vouchers.

Mayor Gove stated the Tax Collector's Report for the months of February and March 2008 were on file in the Municipal Clerk's Office.

COMMISSIONERS' REPORTS

Commissioner Bayard announced the employee parking lot would be paved by Ocean County in the coming week. He asked that property owners not place scrap brush on the dunes.

Commissioner Palmer had no comments.

Mayor Gove announced the next meeting of the Board of Commissioners and of the Land Use Board. She noted the second reading and public hearing for Ordinance 08-08C would take place on April 18th at 4:00 p.m.

OPEN PUBLIC SESSION

Bill Knarre / Brant Beach, John Connelly / Beach Haven Crest, Peter Pierce / Brant Beach, and Peter Trainor / North Beach Haven expressed their concern with the quality of the water to various Township residences. They asked that a comprehensive, long-term, written plan for water main replacement be developed and implemented for Long Beach Township, and requested the water sample testing process be re-examined for accuracy.

Commissioner Palmer explained some old steel water pipes remained but were being replaced over time. He planned to meet with CFO Elizabeth Jones and Water/Sewer Utility Supervisor Dave Ward to review the long-term plan for water main replacement. He stated that although iron was present in the water, laboratory tests showed the water was safe for consumption.

Peter Trainor / North Beach Haven felt it was important that the Board of Commissioners initiate a Citizen's Commission to research and recommend opportunities for shared services on Long Beach Island. He felt shared services, and public input through citizen participation, promoted open and transparent government.

Mayor Gove, Commissioner Palmer, and Commissioner Bayard noted their interest in shared services, but explained the matter needed further discussion at this time.

CLOSE PUBLIC SESSION

Motion for adjournment at: 4:34 p.m.

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

Bonnie M. Leonetti, RMC, CMC
Municipal Clerk

DiAnne C. Gove, Mayor

Robert A. Palmer, Comm.

Ralph H. Bayard, Comm.