

MINUTES  
REGULAR SESSION    BOARD OF COMMISSIONERS    APRIL 25, 2014  
Flag Salute

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

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

Also in attendance: Lynda J. Wells, Municipal Clerk  
   Kyle Ominski, Human Resources Coordinator

Municipal Clerk announced: Notice of the time and place of this meeting has been posted in the office of the Municipal Clerk, published by the BEACH HAVEN TIMES and the ASBURY PARK PRESS on January 9<sup>th</sup>, 2014; and filed with the Municipal Clerk.

Motion: To dispense with the reading of the minutes of the April 4<sup>th</sup> 2014 meeting and to approve the same as recorded in the minute book:

Motion: Lattanzi            Ayes: Lattanzi, Bayard, Mancini

Second: Bayard            Nays:

**Chief Bradley** introduced Sgt. George Schnell IV to announce his promotion to the rank of Lieutenant with the Long Beach Township Police Department. The Chief also shared a brief history of the Lt.'s family ties with the Department, as his father had been a summer Twp. Police Officer for many years, adding that Lt. Schnell's has exemplary work performance during his employment with the Department. Congratulations Lt. George Schnell IV!

AGENDA

**PROCLAMATIONS            "OLDER AMERICANS" MONTH – MAY 2014**

**WHEREAS**, the month of May 2014 has been designated throughout the nation as "Older Americans' Month"; and

**WHEREAS**, the theme for this year's recognition is "Safe Today. Healthy Tomorrow" which focuses on injury prevention; and

**WHEREAS**, the Ocean County Board of Social Services is committed to helping all individuals live longer, healthier lives; and

**WHEREAS**, the older adults in Ocean County have made countless contribution and sacrifices to ensure a better life for future generations; and

**WHEREAS**, we recognize the value of injury prevention and safety awareness in helping older adults remain healthy and active; and

**WHEREAS**, the Ocean County Board of Social Services sponsors the Ocean County Retired and Senior Volunteer Program, administers the Special Response Services to the Elderly Program, the Safe Housing and Transportation Program, and various other programs for seniors; and

**WHEREAS**, the older adults in Ocean County and the people who serve and support them deserve recognition for the contributions they have made and will continue to make to the culture, economy, and character of our community and our nation.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach hereby proclaims the month of May 2014 "Older Americans' Month" and would like to raise awareness and encourage our older citizens to take action to safeguard themselves from unintentional injuries; and

**BE IT FURTHER RESOLVED** that certified copies of this Proclamation shall be forwarded to the Ocean County Board of Social Services and the Ocean County Freeholders.

Municipal Clerk stated that this proclamation was to raise awareness and encourage our older citizens to take action to safeguard themselves from unintentional injuries.

**"PAINT THE TOWN PINK" MONTH – MAY 2014**

**WHEREAS**, the Board of Commissioners for the Township of Long Beach desires to recognize the month of May 2014 as "Paint the Town Pink Month"; and

**WHEREAS**, since its inception in 2007, in a community-wide effort presented by Meridian Health, "Paint the Town Pink" has expanded to a month long event from May 1<sup>st</sup> through May 31<sup>st</sup>, 2014; and

**WHEREAS**, the Board of Commissioners for the Township of Long Beach desires to again join the Ocean County Board of Social Services, Meridian Health and local municipalities in Ocean and Monmouth Counties in raising awareness of the importance of annual mammography; and

**WHEREAS**, early detection is the best defense against breast cancer and Long Beach Township would like to spread awareness through the distribution of brochures, wearing pink, decorations and other activities without cost to the Township.

**NOW THEREFORE BE IT PROCLAIMED**, that the Board of Commissioners of the Township of Long Beach do hereby proclaim the month of May 2014 as "Paint the Town Pink Month" and honors and endorses all programs in Ocean County which encourage raising awareness of the importance of annual mammography.

**BE IT FURTHER PROCLAIMED** that certified copies of this resolution be forwarded to the Ocean County Board of Social Services and all Long Beach Island municipalities. Municipal Clerk stated that this proclamation was to honor and endorse all programs in Ocean County which encourage raising awareness of the importance of annual mammography.

**ORDINANCES & PUBLIC HEARINGS**

1. Second Reading Ordinance 14-11C: **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 64 PERTAINS TO RELOCATION PERMITS. 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 64 PERTAINS TO RELOCATION PERMITS.**

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

This Ordinance provides clarification in §64-31.A.5. regarding the clearance of unobstructed roadway required when placing a structure in the right-of-way.

**SECTION I**

**§64-31.A.5.** entitled "Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)" is hereby amended by the repeal of the existing language and replaced in lieu thereof with the following:

Any permit shall provide that the permittee must maintain at least fifteen (15) feet of clear, unobstructed roadway in order for vehicular travel to pass around the structure.

**SECTION II**

All Ordinances or parts of Ordinances inconsistent herewith are 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 upon publication thereof after final passage according to law.

Passed on first reading at a regular meeting held on April 4, 2014 and advertised in the BEACH HAVEN TIMES issue of April 10, 2014.

OPEN PUBLIC HEARING

No comments

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 14-11C on Second Reading:

Motion: Lattanzi           Ayes: Lattanzi, Bayard, Mancini

Second: Bayard           Nays:

2. Second Reading Ordinance 14-12C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" CREATES IN CHAPTER 205-54 NEW SUB-SECTION "D", PERTAINING TO LOT COVERAGE.**

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

**STATEMENT OF PURPOSE**

This Ordinance adds new sub-section "D" to Chapter 205-54, noting electric meter platforms meeting certain criteria shall not be considered as lot coverage.

**SECTION I**

**Chapter 205-54.** of an Ordinance entitled, "**Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)**" is hereby amended by the addition of a new sub-section, sub-section "D", noted below to read as follows:

D. Electric Meter Platforms, projecting not more than four (4) feet from the building exterior wall and no more than three (3) feet wide and a maximum of twenty four (24) inches above grade, with two (2) steps, shall not be considered lot coverage and may encroach into the front and side yard setbacks of the lot on which the platform is located.

**SECTION II**

All Ordinances or parts of Ordinances inconsistent herewith are 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 upon publication thereof after final passage according to law.

Passed on first reading at a regular meeting held on April 4, 2014 and advertised in the BEACH HAVEN TIMES issue of April 10, 2014.

OPEN PUBLIC HEARING

No comments.

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 14-12C on Second Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

3. Second Reading Ordinance 14-13: **REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF THE TOWNSHIP'S OUTSTANDING CALLABLE GENERAL OBLIGATION BONDS, SERIES 2003, DATED DECEMBER 1, 2003; AUTHORIZING THE ISSUANCE OF UP TO \$1,500,000 OF GENERAL OBLIGATION REFUNDING BONDS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, TO FINANCE THE COSTS THEREOF; MAKING CERTAIN DETERMINATIONS AND COVENANTS IN CONNECTION THEREWITH; 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, 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 Township of Long Beach, County of Ocean, New Jersey ("Township"), is hereby authorized to refund all of its outstanding callable General Obligation Bonds, Series 2003, dated December 1, 2003, in the aggregate principal amount of \$1,430,000 (consisting of \$715,000 General Improvement Bonds and \$715,000 Water and Sewer Utility Bonds) and maturing on December 1 in the following years and principal amounts (collectively, the "Callable Bonds"):

<u>Year</u>	<u>General Improvement</u>	<u>Water and Sewer Utility</u>	<u>Total Principal Amount</u>
	↓		
2014	\$130,000	130,000	\$260,000
2015	140,000	140,000	280,000
2016	145,000	145,000	290,000
2017	150,000	150,000	300,000
2018	150,000	150,000	300,000

The exact principal amount of Callable Bonds to be refunded (which may be less than all of the Callable Bonds) shall be determined pursuant to a resolution adopted by the Board of Commissioners by not less than two-thirds of all the members thereof.

**Section 2.** To effectuate the refunding of up to all of the Callable Bonds, negotiable general obligation refunding bonds of the Township are hereby authorized to be issued in one or more series in an aggregate principal amount not to exceed \$1,500,000 ("Refunding Bonds"), pursuant to the Local Bond Law. The maximum principal amount of Refunding Bonds to be issued and other terms thereof shall be determined pursuant to a resolution adopted by the Board of Commissioners by not less than two-thirds of all the members thereof.

**Section 3.** An aggregate amount not exceeding \$40,000 for the items of expense listed in and permitted by Section 51.b. of the Local Bond Law, N.J.S.A. 40A:2-51.b., has been included in the aggregate principal amount of the Refunding Bonds authorized herein.

**Section 4.** The purpose of the Refunding Bonds is to effect an interest cost savings for the Township.

**Section 5.** Each Refunding Bond authorized herein shall be designated, substantially, "Township of Long Beach, County of Ocean, New Jersey, General Obligation Refunding Bond, Series 20\_\_" and shall be in the form prescribed and permitted by the Local Bond Law, as Bond Counsel may advise, and as the Township shall approve.

**Section 6.** The Refunding Bonds may be sold at public or private sale pursuant to a resolution of the Board of Commissioners adopted by not less than two-thirds of the full members thereof.

**Section 7.** 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 Township Clerk prior to the passage of this refunding 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.

**Section 8.** A certified copy of this refunding bond ordinance as adopted on first reading has been filed with the Director of the Division of Local Government

Services in the Department of Community Affairs of the State of New Jersey prior to final adoption, together with a complete statement in the form prescribed by the Director and signed by the Chief Financial Officer and/or Administrator of the Township as to the outstanding indebtedness to be refunded by the issuance of the Refunding Bonds.

**Section 9.** This refunding bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law, provided that the consent of the Local Finance Board has been endorsed upon a certified copy of this refunding bond ordinance as finally adopted.

**Date of Introduction: April 15, 2014**

**Date of Adoption: April 25, 2014**

Passed on first reading at a special meeting held on April 15, 2014 and advertised in the Asbury Park Press issue of April 17, 2014.

OPEN PUBLIC HEARING

No comments.

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 14-13 on Second Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

4. First Reading Ordinance 14-14C: **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 5 PERTAINS TO EMPLOYMENT OF POLICE OFFICERS IN AN OFF-DUTY CAPACITY.**

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

**STATEMENT OF PURPOSE**

This Ordinance repeals the existing §5-8(A)(7) and replaces it in its entirety with the following new §5-8(A)(7) to revise the provisions and regulations relating to the employment of police officers in an off-duty capacity.

**SECTION I**

§5-8(A)(7) is hereby repealed in its entirety and replaced with the following.

- (7) Employment of police officers in an off-duty capacity.

(a) Definitions. As used in this subsection, the following terms shall have the meanings indicated.

**OUTSIDE EMPLOYER**

Any individual, partnership, corporation, business entity, or other organization or entity located either within or outside of the Township of Long Beach, other than Township, which employs a police officer or police officers to perform the services of a security guard, traffic control officer, and/or plainclothes surveillance officer; however, police officers shall not be employed by any liquor-licensed establishments.

**OFF-DUTY EMPLOYMENT**

Any extra duty employment performed by a police officer when he/she is not scheduled for a shift of duty by the Township Police Department and that is conditioned on the actual or potential use of law enforcement powers by the police officer employee.

**PLAINCLOTHES SURVEILLANCE OFFICER**

A position of employment involving the wearing and/or carrying of a Township Police Department Police badge and/or the carrying of a firearm or other dangerous weapon as defined by N.J.S.A. 2C:39-1.

**POLICE OFFICER**

Any class of police officer of the Township Police Department.

**SECURITY GUARD**

A position of employment involving the wearing of a Township Police Department uniform and/or the carrying of a firearm or other dangerous weapon as defined by N.J.S.A. 2C:39-1.

**TRAFFIC CONTROL OFFICER**

A position of employment involving the wearing of a Township Police Department police uniform while directing traffic within or outside Township.

**WORKERS' COMPENSATION INSURANCE**

All forms of workers' compensation insurance as set forth in N.J.S.A. 34:15-1, et seq., including self-insurance.

- (b) Application and Initial Authorization. Except as otherwise provided in paragraph (d) of this subsection, any outside employer desiring to retain the services of police officers for off-duty employment shall be required to complete and file the prescribed forms of application for temporary and annual off-duty employment with the Police Department, whichever is applicable. The applications shall be in the form of contracts required by this

subsection and shall be approved or disapproved by the Chief of Police or through his/her designee if it is the opinion of the Police Department that such employment would not be inconsistent with the efficient functioning and good reputation of the Police Department and would not unreasonably endanger or threaten the safety of the police officer or police officers who are to perform the off-duty employment. In the event that the Chief of Police or his/her designee provides initial approval to the application/contract, it shall be provided to the Municipal Clerk with the Police Department's written approval for review and approval by the Municipal Clerk, the Chief Financial Officer, and/or the Insurance Fund Commissioner in accordance with the requirements of this subsection. No contract filed by an outside employer shall be considered a legally binding contract as provided in paragraph (f) of this subsection

- (c) Contract and Payment Requirements. Any outside employer desiring to retain the services of police officers for off-duty employment shall be required to enter into a written contract with Township, at Township's sole discretion, which shall be in the prescribed forms for temporary and annual contracts, adopted and revised from time to time by the Municipal Clerk in his/her discretion, which shall be available at the Police Department, and which shall include, but not be limited to, the following provisions, and shall otherwise comply with the requirements of this subsection.
- [1] The nature of the duties to be performed by the police officers for the outside employer, the location(s) the duties are to be performed, and the dates and hours of the off-duty employment.
  - [2] Off-duty employment shall be a minimum of four (4) hours *per* police officer.
  - [3] Cancellation of off-duty employment with less than twenty-four (24) hour notice shall result in the outside employer's liability for payment of the minimum of four (4) hours of employment *per* police officer and all administrative and other fees and costs required pursuant to paragraph (h) of this subsection.
  - [4] The fees and costs and payment of same for the off-duty employment shall comply with paragraphs (h) and (i) of this subsection.
  - [5] The outside employer's acknowledgment and compliance with the insurance requirements and indemnification requirements set forth in paragraphs (k), (l), and (m) of this subsection.
  - [6] A clause adopting and incorporating by reference as if set forth fully therein this subsection in its entirety.
- (d) Bids and Contract Awards. Any and all bid specifications advertised pursuant to the Local Public Contracts Law by Township shall comply with and include the requirements set forth in this subsection, including inclusion and the required execution and return of the prescribed forms for temporary and annual contracts, whichever is applicable, when the use of police officers for off-duty employment is required for the services and work to be performed by the bidder (*i.e.*, outside employer).
- (e) Off-Duty Employment with Municipalities. Other municipalities seeking to retain police officers for off-duty employment for outside employers contracted with by those municipalities shall comply with this subsection, where applicable, including, but not limited to, paragraph (a) of this subsection and the use of the prescribed forms for temporary and annual contracts set forth in paragraph (b) of this subsection. Where another municipality, however, is charging higher hourly rates for police officer compensation to an outside employer than those set forth in paragraph (h) of this subsection, that other municipality shall be required to remit payment to Township pursuant to the terms of its contract with the outside employer at the higher hourly rate of compensation for police officers. Under no circumstances shall another municipality remit payment to Township at hourly rates and other administrative costs and fees lower than those adopted pursuant to paragraph (h) of this subsection.
- (f) Execution of Contracts. The Municipal Clerk is authorized to execute the contracts and contractually bind Township for off-duty employment on behalf of Township pursuant to and in accordance with the terms set forth in this subsection.
- (g) Eligibility and Scheduling. The Chief of Police or his/her designee shall assign a police officer or police officers as scheduling officer(s) to organize, regulate, and oversee all off-duty employment details for eligible police officers. The Chief of Police or the designated officer shall ensure compliance with the following.

- [1] The police officers permitted to provide off-duty employment are in good standing with the Police Department. Police officers who are on medical or other leave due to sickness, temporary disability, or an on-duty injury shall not be able to engage in off-duty employment.
  - [2] Compliance with this policy, all applicable Township codes and ordinances, Police Department rules and regulations, policies, and procedures, and other applicable contracts, agreements, laws, and regulations.
  - [3] Notwithstanding any other regulations and/or contracts, that there is equitable opportunity for all eligible police officers within the Police Department to avail themselves to such off-duty employment. To assist in this matter, an annual list, beginning with the first day and month of the calendar year, will be maintained which shall reflect the date, time, and nature of off-duty employment available. That list will additionally reflect the following.
    - [a] The name of the police officers who are offered the opportunity to work off-duty employment.
    - [b] The name of the police officers who are assigned to and who have worked the off-duty employment.
  - [4] Repeated denials, however, by a police officer who has been offered off-duty employment does not encumber or obligate the Police Department with the continuing obligation to ensure equitable distribution of off-duty employment opportunities to those police officers who repeatedly deny opportunities for off-duty employment.
- (h) Rates for Fees and Costs. All outside employers shall pay to the Township such hourly sums for the payment of the compensation for the off-duty employment of the police officers, and any other administrative fees and costs at specific rates or in percentage amounts, including but not limited to, contributions towards insurance, overhead, out-of-pocket expenses for the police officers by Township, contributions to social security and other benefits payable to police officers, and costs at specific rates or in percentage amounts for Township owned equipment and vehicles, all of the aforesaid which may be fixed from time to time by resolution of the Board of Commissioners of Township for off-duty employment. All fees and costs shall be deposited into an escrow account established by Township. Township shall remit to the police officers of the Police Department performing such duties the hourly rate set for their specific services as set by the resolution from the funds on deposit in the escrow account.
- (i) Escrow Account.
- [1] The payment of 100.00% of the estimated amount due to Township for the off-duty employment from the outside employer, which shall be set forth in the contracts, shall be paid to Township in advance of providing any police officer for off-duty employment, except in the case of an emergency situation as determined by the Chief of Police. The amounts shall be paid to the Chief Financial Officer into a separate escrow account dedicated to off-duty employment funds. The amount deposited into the escrow account shall be in an amount sufficient to cover the rates of compensation and administrative fees and costs set forth in this subsection for the total estimated hours of service.
  - [2] If the amount required to be deposited with Township exceeds \$10,000.00, an escrow deposit of \$10,000.00 shall be required. Said \$10,000.00 deposit shall be maintained at that threshold level by the outside employer until such time as the amount required to be deposited for all remaining services on any given project shall be less than \$10,000.00, at which time the escrow account need not be maintained at the \$10,000.00 threshold level.
    - [a] The outside employer requesting off-duty employment services shall be responsible for ensuring that sufficient funds remain in the escrow account in order to avoid any interruption of services.
    - [b] In the event the funds in such an escrow account should become depleted, services of off-duty employment provided by the police officers shall cease and requests for further or future services shall not be performed or posted until additional funds have been deposited in the escrow account in the manner prescribed above.

- [3] State, county, municipal bodies and agencies, public schools, and public utilities shall be exempt from the requirements for the posting of an escrow deposit.
- [4] In the event that contractors awarded contracts through public bidding in accordance with paragraph (d) fail to maintain sufficient funds in the escrow amounts for the off-duty employment of police officers, the Township may make the deposits of the estimated and/or actual amounts required for the payment of off-duty employment directly into the escrow account of the funds payable and owed to Township contractors that were awarded bids. The aforesaid payments made to the Township contractors which include a set off of amounts due shall include written notice advising of the deduction from the Township's payment to the contractor and the deposit of the funds into the escrow account for the off-duty employment of police officers.
- [5] The Chief Financial Officer may modify the escrow requirements set forth in this subsection for off-duty employment assignments that are part of awards made through public bidding based upon an outside employer's history of reliable payment or other indications of prompt and timely payment, and in accordance with the laws regarding the use and expenditures of public funds.
- (j) Payment of Invoices. Any invoice from Township for any balance due, or a credit for any refund, if any, shall be issued by the Chief Financial Officer. Payments due shall be made within ten (10) days of receipt of the invoice from Township.
- (k) Insurance Requirements. Except where otherwise provided in paragraph (m) of this subsection, no outside employer shall employ police officers for any off-duty employment without having first filed with the Municipal Clerk the following certificates of insurance, which shall be provided to the Municipal Clerk and shall not be deemed filed or approved unless such certificates have been approved in writing by the Insurance Fund Commissioner after consultation with the Township Risk Management Consultant or an authorized representatives of Township's insurer, if necessary.
- [1] Certificate of insurance evidencing the existence of comprehensive general liability insurance covering the outside employer in the minimum coverage amount of \$1,000,000.00 for any one (1) claim and \$2,000,000.00 for any aggregate claim. In addition, the certificate of general liability insurance in the aforesaid amounts shall name Township, its officials, employees, and police officers as additional insured for the off-duty employment of police officers.
- [2] Certificate of insurance evidencing the existence of automobile liability insurance covering the outside employer in the minimum amount of \$500,000.00 for any one (1) claim.
- [3] Certificate of insurance evidencing the existence of workers' compensation insurance covering the outside employer at the "statutory limits."
- (l) Indemnification. Outside employer shall sign as part of the off-duty employment contract a hold harmless and indemnification agreement setting forth that the outside employer shall release, defend, and indemnify the police officers, the Chief of Police, the Police Department, Township, and Township Board of Commissioners, and any agent, officer, and/or employee of Township and save them harmless from and against any and all claims, actions, damages, liability, and expenses, including but not limited to court costs and reasonable attorney's fees, without regard to fault, in connection with, relating to, or arising out of any acts or omissions by the police officers in performing the off-duty employment or in connection with or arising out of the off-duty employment contract between the outside employer and Township for such off-duty employment.
- (m) Discretionary Waivers of Insurance and Indemnification Requirements. Notwithstanding the insurance and indemnification requirements set forth in paragraphs (k) and (l) of this subsection, an outside employer may employ police officers for off-duty employment without the filing of a certificate of workers' compensation insurance, as provided in paragraph (k)[3] of this subsection, and/or without automobile liability insurance, as provided in paragraph (k)[2] of this subsection, and/or pursuant to revised indemnification terms at the discretion of and upon the written approval of both the Insurance Fund Commissioner and Township Risk Management Consultant or an authorized representatives of Township's insurer. There shall be, however, no discretion to waive the requirements for general liability

insurance, as provided in paragraph (k)[1] of this subsection, except where the outside employer provides proof of homeowner's insurance or renter's insurance in certain circumstances that are deemed appropriate and approved in writing by the Insurance Fund Commissioner and Township Risk Management Consultant or an authorized representative of Township's insurer.

- (n) Emergency Situations and Police Officer Duties. The Chief of Police or his/her designee shall have the authority to order any police officers engaged in off-duty employment to respond to an emergency situation within the Township. The Chief of Police or his/her designee shall also have the right to order any off-duty employment to be terminated whenever said assignment creates an unacceptable risk to the health, safety, and welfare of the police officers assigned to the off-duty employment and/or the citizens of the Township. In the event that a police officer is assigned to an emergency situation, the Chief of Police or his/her designee shall make note of said emergency situation, as well as the time said officer was removed from the off-duty employment. In any situation where officers are called to an emergency situation, the outside employer shall not be responsible for the payment of the officer's hourly rate, administrative fee, or any other fees and costs to the Township until such time as said police officers and/or equipment returns to the assignment with the outside employer, except that the outside employer shall be liable for all time the police officers actually worked during their off-duty employment up and until being reassigned to the emergency situation. Notwithstanding the aforesaid, police officers assigned to off-duty employment shall take "police action" in response to any serious police matter coming to their attention at any time, and are additionally expected to respond to emergency situations in Township if the off-duty employment is within the immediate area.
- (o) Control of Police Officer Conduct and Uniforms. All police officers who work off-duty employment shall do so under the auspices and control of the Police Department's rules, regulations, policies, and procedures. All police officers working off-duty employment shall be attired as prescribed by the Police Department's uniform policy. Police officers shall be attired in the requisite and appropriate uniform or "plain clothes" that is determined to be best suited by the Chief of Police for the nature of the off-duty employment.
- (p) Off-Duty Employment and Pension and Overtime. Wages earned by police officers for off-duty employment shall not be applied toward the pension benefits of the police officer so employed, nor shall hours worked for the off-duty employment be considered in any way compensable as overtime payable by Township.
- (q) Violations and Penalties. Any outside employer and its/his/her principals, employees, and agents who employ police officers for off-duty employment without first having complied with the requirements of this subsection shall, upon conviction thereof, be subject to a fine of not more than \$1,000.00, by imprisonment for a term of not to exceed ninety (90) days or by community service of not more than ninety (90) days, or any combination of fine, imprisonment, and community service as determined and in the discretion of the Municipal Court Judge. The continuation of such violations for each successive day shall constitute a separate offense, and the person or persons allowing or permitting the continuation of the violation may be punishable as provided above for each separate offense. The violation of any provision of this subsection shall be subject to abatement summarily by restraining order injunction by a court of competent jurisdiction.
- (r) Additional Responsibilities of Police Officers. Any police officer who accepts or continues off-duty employment with an outside employer who has not complied with the requirements of this subsection shall be deemed in violation of the rules and regulations of the Police Department and shall be subject to appropriate discipline. Police Officers shall, prior to accepting or continuing off-duty employment, ascertain from the outside employer, whether existing or prospective, whether it has complied with the provisions of this subsection. If the outside employer has not yet complied, the police officer shall not accept the off-duty employment.

Municipal Clerk stated that this Ordinance was pertained to insurance coverage primarily.  
Motion to approve Ordinance 14-14C on First Reading:

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

**ADOPTIONS & APPROVALS**

5. Resolution 14-0425.01: Approve various changes to a tax account

**WHEREAS**, the following Tax account requires a change in its billing due to the below-noted reason; and

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

<u>BLOCK</u>	<u>LOT/QUAL</u>	<u>QUARTER YEAR</u>	<u>CANCEL/CHANGE</u>	<u>AMOUNT</u>
6.22	4	2 <sup>nd</sup> Qtr 2014	Refund overpayment	\$1,321.32

**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 this change.

6. Resolution 14-0425.02(a-c): Approve the following special events:

a. Island Surf and Sail:

- Stand Up Paddle Race for "Cancer Stinks" Foundation in Bayview Park, May 17<sup>th</sup>: 10am -6pm
- Surf and Paddle lessons at 72<sup>nd</sup> St. & in Bayview Park, June 1<sup>st</sup> to Sept 30<sup>th</sup>: various dates & times
- Ladies Stand Up Paddle Race in Bayview Park, July 25<sup>th</sup> (raindate July 26<sup>th</sup>): 10 am – 7 pm

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach approve the below-listed events for

Island Surf & Sail, 3304 Long Beach Blvd., Ship Bottom:

- Stand Up Paddle Race for 'Cancer Stinks' Foundation in Bayview Park, May 17, 2014: 10:00 am to 6:00 pm
- Surf Lessons/Paddle Lessons: at 72<sup>nd</sup> Street beach and in Bayview Park Various dates June 1<sup>st</sup> through Sept. 30<sup>th</sup>, 2014: 8:00 am to 6:00 pm
- Ladies Stand Up Paddle Race in Bayview Park, July 25, 2014 (raindate July 26<sup>th</sup>): 10:00 am to 7:00 pm

b. South End Surf N Paddle:

- Stand-up Paddle Board Race in Bayview Park, July 20<sup>th</sup> (raindate July 21<sup>st</sup>): 5 pm to 9 pm

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach approve the below-listed event for

South End Surf 'N Paddle, LLC, 111 East Lillie Ave., Beach Haven Park:

- Stand-Up Paddle Board Race in Bayview Park, July 20<sup>th</sup> 2014 (Raindate July 21<sup>st</sup> 2014): 5:00 pm to 6:00 pm

c. Alliance for a Living Ocean:

- Surf Contest, Environmental Fair & Concert at the 110<sup>th</sup> Street beach, August 23<sup>rd</sup> (raindates August 24<sup>th</sup> , August 30<sup>th</sup> or August 31<sup>st</sup>): 7 am to 5 pm

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach approve the below-listed events for

Alliance for a Living Ocean, 1101 Central Ave., St. A, Ship Bottom:

- Surf Contest, Environmental Fair and Concert, 110<sup>th</sup> Street Beach: August 23<sup>rd</sup> 2014 (rain dates August 24<sup>th</sup>, August 30<sup>th</sup> or August 31<sup>st</sup> ): 7:00 am to 5:00 pm.

**BE IT FURTHER RESOLVED** that the Board of Commissioners of the Township of Long Beach hereby approves the suspension of alternate side parking regulations from 6:00 a.m. to 6:00 p.m. from E. 106<sup>th</sup> to E. 112<sup>th</sup> Streets on the above date(s) for this annual event.

7. Resolution 14-0425.03: Authorize revisions to the LBT Employee Handbook  
**RESOLUTION AUTHORIZING CHANGE ORDER #1 FOR THE 2013 EMERGENCY BACKUP GENERATOR AT PUBLIC SAFETY BUILDING/MUNICIPAL COMPLEX IN THE TOWNSHIP OF LONG BEACH**

**WHEREAS**, DeMaio Electrical Company, Inc. was awarded a contract for the 2013 emergency Backup Generator at Public Safety Building/Municipal Complex in the Township of Long Beach pursuant to Resolution 13-0517.06, in an amount not to exceed Two Hundred Twenty Four Thousand Nine Hundred Dollars (\$224,900.00) on March 28, 2013; and

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

**WHEREAS**, additional costs to the original contract have been incurred as follows: placement of a temporary generator for the Police Department during installation of the new generator; the installation of bollards at the new gas meter location; as well as a regulator for new gas service, have resulted in Change Order #1 which has been



**WHEREAS**, Resolution 08-0222.12(c) approved participation by Township of Long Beach in the E-Procurement Pilot Program, waiver requests and online auctions for disposal of Township surplus property pursuant to the above-noted LFN, and the requirements of N.J.S.A. 40A:11-36; and

**WHEREAS**, GovDeals, Inc., 5307 Carmichael Place, Montgomery, AL 36117 has been awarded New Jersey State Contract No. A83453, T2581 for Auctioneering Services for Internet Auctions to Sell Surplus Property effective January 29, 2013 to January 28, 2016; and is one of the four vendors approved in LFN#2008-09; and

**WHEREAS**, the Commissioner of Public Works, Parks and Property recommends the utilization of this contract for various items from time to time on the grounds that it represents the most cost effective method for the needs of the Township; and

**WHEREAS**, the Township of Long Beach shall collect and remit payment to GovDeals in accordance with the fee schedule below for the provision of Auctioneering Services for the Online Sale of Surplus Property:

- 7.5% of sales from \$0.00 to \$100,000.00 total
- 5.5% of sales from \$100,000.01 to \$500,000.00 total
- 3.5% for all sales in excess of \$500,000.00

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that GovDeals, Inc., 5307 Carmichael Place, Montgomery, AL 36117 be awarded a contract for Auctioneering Services, upon written request from Long Beach Township for each specified auction date, for the Online Sale of Surplus Property in accordance with the above noted fee schedule. Authorization is also hereby granted for the execution of related documents between Gov Deals and Long Beach Township pursuant to LFN# 2008-09 and NJSA 40A:11-36.

10. Resolution 14-0425.06(a-c): Award various contracts, per bid:

a. Lightning Protection at the Municipal Complex:

Procomm Systems, Inc. \$126,448.00

**RESOLUTION 14-0425.06(a)**

**A RESOLUTION AWARDING A CONTRACT FOR 2014 LIGHTNING PROTECTION AT THE PUBLIC SAFETY BUILDING / MUNICIPAL COMPLEX IN THE TOWNSHIP OF LONG BEACH, PER BID**

**WHEREAS**, pursuant to N.J.S.A.40A:11-1 et seq., the Township of Long Beach has solicited bids for 2014 Lightning Protection at the Public Safety Building / Municipal Complex in the Township of Long Beach; 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**, ProComm Systems, Inc., 823 Uniontown Road, Phillipsburg, NJ 08865 gave the lowest qualified bid as per the municipal engineer and the municipal attorney's review and certification; and

**WHEREAS**, the Chief Financial Officer has certified the availability of funds for this contract are available as an appropriation created by Ordinance 14-08 Ground Lightning Protection Account #C-04-56-122-901 in the amount of \$126,448.00.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach this 25<sup>th</sup> day of April 2014, for the reasons aforesaid, that a contract be and is hereby awarded to:

Procomm Systems, Inc.

823 Uniontown Road

Phillipsburg, NJ 08865

for 2014 Lightning Protection at the Public Safety Building / Municipal Complex in the Township of Long Beach in an amount not to exceed One Hundred Twenty Six Thousand Four Hundred Forty Eight Dollars (\$126,448.00) as per the bid received April 15, 2014.

b. Generator Maintenance: Atlantic Switch & Generator, LLC:  
Two (2) years at \$2,125.00 per year with one (1) 2-year option to extend

**A RESOLUTION AWARDING A CONTRACT FOR GENERATOR INSPECTION, SERVICE, MAINTENANCE AND REPAIR FOR THE TOWNSHIP OF LONG BEACH, PER BID**

**WHEREAS**, pursuant to N.J.S.A.40A:11-1 et seq., the Township of Long Beach has solicited and received bids on April 22, 2014 for Generator Inspection, Service, Maintenance and Repair for the Township of Long Beach; 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**, Atlantic Switch and Generator, LLC, 4108 Sylon Blvd., Hainesport, NJ 08036 gave the lowest qualified bid as per the municipal engineer and the municipal attorney's review and certification.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach this 25<sup>th</sup> day of April 2014, for the reasons aforesaid, that a contract be and is hereby awarded to:

Atlantic Switch and Generator, LLC

4108 Sylon Blvd.

Hainesport, NJ 08036

for Generator Inspection and Maintenance in an amount not to exceed Four Thousand Two Hundred Fifty Dollars (\$4,250.00); for Service and Repair at the flat rate of One Hundred Two Dollars (\$102.00) per hour Monday through Friday between the hours of 8:00 am and 5:00 pm; and at the overtime rate of One Hundred Fifty Three Dollars (\$153.00) per hour on Saturday, Sunday and Holidays or between the hours of 5:01 pm and 7:59 am daily, as per the bid received April 22, 2014. Pursuant to the bid specifications, the term covered by this contract is May 1, 2014 through December 31, 2015 with one (1) 2-year option for extension.

c. Reconstruct Holgate and North Beach Tennis Courts:  
All Surface Asphalt Paving, Inc.: \$383,990.50

**A RESOLUTION AWARDING A CONTRACT FOR THE SANDY 2012 RECONSTRUCTION PROJECT FOR FACILITIES AT THE HOLGATE TENNIS COURTS AND NORTH BEACH TENNIS COURTS IN THE TOWNSHIP OF LONG BEACH, PER BID**

**WHEREAS**, pursuant to N.J.S.A.40A:11-1 et seq., the Township of Long Beach has solicited bids for the Sandy 2012 Reconstruction Project for Facilities at the Holgate Tennis Courts and North Beach Tennis Courts in the Township of Long Beach; 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**, All Surface Asphalt Paving, Inc., 528 Hardenberg Avenue, Point Pleasant, NJ 08742 gave the lowest qualified bid as per the municipal engineer and the municipal attorney's review and certification; and

**WHEREAS**, the Chief Financial Officer has certified the availability of funds for this contract are available as an appropriation created by Ordinance 13-33 Replace Equipment Holgate Recreation Account # C-04-56-117-901 in the amount of \$180,000.00 and Ordinance 13-35 RPL VAR EQUIP-NB Recreation Account # C-04-56-119-901 in the amount of \$203,099.50.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach this 25<sup>th</sup> day of April 2014, for the reasons aforesaid, that a contract be and is hereby awarded to:

All Surface Asphalt Paving, Inc.  
528 Hardenberg Avenue  
Point Pleasant, NJ 08742

for the Sandy 2012 Reconstruction Project for Facilities at the Holgate Tennis Courts and North Beach Tennis Courts in the Township of Long Beach in an amount not to exceed Three Hundred Eighty Three Thousand Ninety Nine Dollars and Fifty Cents (\$383,099.50) as per the bid received April 22, 2014.

11. Resolution 14-0425.07: Approve a Change Order:  
DeMaio Electrical Co.: Total increase of \$11,486.00

**RESOLUTION AUTHORIZING CHANGE ORDER #1 FOR THE 2013 EMERGENCY BACKUP GENERATOR AT PUBLIC SAFETY BUILDING/MUNICIPAL COMPLEX IN THE TOWNSHIP OF LONG BEACH**

**WHEREAS**, DeMaio Electrical Company, Inc. was awarded a contract for the 2013 emergency Backup Generator at Public Safety Building/Municipal Complex in the Township of Long Beach pursuant to Resolution 13-0517.06, in an amount not to exceed Two Hundred Twenty Four Thousand Nine Hundred Dollars (\$224,900.00) on March 28, 2013; and

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

**WHEREAS**, additional costs to the original contract have been incurred as follows: placement of a temporary generator for the Police Department during installation of the new generator; the installation of bollards at the new gas meter location; as well as a regulator for new gas service, have resulted in Change Order #1 which has been approved and certified by the Municipal Engineer and the Commissioner of Public Works and Property.

**WHEREAS**, sufficient funds are available and certified by the Chief Financial Officer from the Appropriation created by Ordinance 13-10, Supplemental Funding-Emerg. Generator, Account #C-04-56-110-901 in the amount of \$11,486.00.

**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 25<sup>th</sup> day of April 2014 that DeMaio Electrical Company, Inc., PO Box 5907, Hillsborough, NJ 08844 be and is hereby awarded Change Order #1 in the amount of Eleven Thousand Four Hundred Eighty Six Dollars (\$11,486.00) for payment of the additional work required to complete the 2013 emergency Backup Generator at Public Safety Building/Municipal Complex in the Township of Long Beach. Change Order #1 represents a 5.11% increase to the original contract amount.

Motion to approve Items : 9 thru 11

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

## LICENSES & PERMITS

12. Resolution 14-0425.08: Set the maximum number of licenses for Motorized Ice Cream Vendors in Long Beach Twp: Eight (8)

**WHEREAS**, pursuant to §195-7.M. of the Code of the Township of Long Beach, the Board of Commissioners may, from time to time by resolution, limit the number of licenses issued for Ice Cream Vending as necessary.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach does hereby set the maximum number of Ice Cream Vending licenses issued for 2014 at eight (8).

Motion to approve Item : 12

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

## FINANCIAL APPROVALS

13. Resolution 14-0425.09(a&b): Approve the release two Performance Bonds:

- a) Block 15.101 Lot 1.05 & 1.07, 18 W 44<sup>th</sup> Street  
\$5,500.00

**WHEREAS**, the Township of Long Beach has received from Bertram and Helen Miles, Cashier's Check #6780102659 dated December 22, 2011 in the amount of Five Thousand Five Hundred Dollars (\$5,500.00) drawn on Wells Fargo Bank, N.A., representing the required Performance Bond for Minor Subdivision #LUB-21-11, Block 15.101, Lots 1.05 and 1.07 (18 W. 44<sup>th</sup> Street, Brant Beach, NJ); and

**WHEREAS**, upon inspection by the Municipal Engineer, it has been determined that all work has been satisfactorily completed and the release of the Performance Bond is recommended; and

**WHEREAS**, the Municipal Engineer has also determined that a Maintenance Bond is not required.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach approves the release of the Performance Bond in the amount of Five thousand Five Hundred Dollars (\$5,500.00) as per its Municipal Land Use Ordinance and as per the recommendation and certification of the Municipal Engineer.

- b) Block 7.20 Lots 4 & 5, New Jersey Ave,  
Beach Haven Terrace, \$14,630.00

**WHEREAS**, the Township of Long Beach has received from Mancini Custom Homes, Inc, Cashier's Check #51486707-2 dated September 14, 2012 in the amount of Fourteen Thousand Six Hundred Thirty Dollars (\$14,630.00) drawn on TD Bank, representing the required Performance Bond for a Minor Site Plan #LUB-12-12, Block 7.20, Lots 4 & 5 (New Jersey Avenue, Beach Haven Terrace, NJ); and

**WHEREAS**, upon inspection by the Municipal Engineer, it has been determined that all work has been satisfactorily completed and the release of the Performance Bond is recommended; and

**WHEREAS**, the Municipal Engineer has also determined that a Maintenance Bond is not required.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach approves the release of the Performance Bond in the amount of Fourteen Thousand Six Hundred Thirty Dollars (\$14,630.00) as per its Municipal Land Use Ordinance and as per the recommendation and certification of the Municipal Engineer.

14. Resolution 14-0425.10: Authorize the direct deposit of municipal employee compensation

**WHEREAS**, P.L. 2013, c.28 (N.J.S.A. § 52:14-15f) allows municipalities such as the Township of Long Beach ("Township") to mandate direct deposit for all employee compensation effective on or after July 1, 2014; and

**WHEREAS**, P.L. 2013, c.28 also allows municipalities to exclude seasonal and temporary employees from mandatory direct deposit; and

**WHEREAS**, P.L. 2013, c.28 also allows municipalities such as the Township to make any information concerning net pay, any accompanying information approved for distribution with net pay, and W-2 forms, in accordance with applicable federal law, available to employees only on the Internet through restricted access and policies and procedures which protect the integrity and confidentiality of the information; and

**WHEREAS**, P.L. 2013, c.28 provides that in order for a municipality to utilize this procedure, a resolution or an ordinance must be approved by the local governing body; and

**WHEREAS**, the adoption of the above procedures by the Township will provide monetary and non-monetary savings and benefits to the Township and Township employees; and

**WHEREAS**, adoption of this procedure will allow the Township to conveniently deposit net pay funds for all Township employees into a specific banking institution

checking, savings or shared account based on the information provided by each employee.

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

1. Commencing on July 1, 2014, or upon the next full payroll period following immediately thereafter, whichever the Township's Chief Financial Officer deems appropriate, all employees, except temporary and seasonal employees, shall be compensated by way of direct deposit.
2. The Chief Financial Officer shall take all necessary steps to ensure timely compliance with this Resolution. By way of example, but not exclusion, the Chief Financial Officer shall notify all employees of this mandate and collect all information required from employees such as banking information and, in consultation with the Township's Labor and Employment Solicitor as well as appropriate vendors currently contracted by the Township, develop and implement the means necessary to make information available to employees concerning net pay, any accompanying information approved for distribution with net pay, and W-2 forms in accordance with applicable federal law, available to employees only on the Internet through restricted access, and the policies and procedures necessary to protect the integrity and confidentiality of that information.
3. All Policies, Resolutions, Ordinances or parts thereof inconsistent with the foregoing are repealed to the extent of such inconsistency.
4. If any word, phrase, clause, section or provision of this Resolution shall be found by any Court or forum of competent jurisdiction to be unenforceable, illegal, or unconstitutional, such word, phrase, clause, section or provision shall be severable from the balance of this Resolution and the balance of this Resolution shall remain in full force and effect.
5. This Resolution shall take effect in accordance with law.

15. Resolution 14-0425.11: Approve a refund to a Water & Sewer account

**WHEREAS**, the following Water & Sewer account requires a refund due to the Homeowner paying for plumbing services when the problem was Long Beach Township's responsibility; and

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

<u>Block:</u>	<u>Lot:</u>	<u>Acct #</u>	<u>Owner:</u>	<u>Amount:</u>
6.13	14	#1804-0	Ellis & Carol Kirby	\$362.50

**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 issue this refund.

16. Resolution 14-0425.12: Approve Bills & Payroll

**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 \$767,041.79.

**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 \$2,718,975.65 be and the same are hereby authorized to be paid on April 25, 2014.

2. The said approved payroll amounting to the sum of \$767,041.79 be and the same are hereby authorized to be paid on April 25, 2014.

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: 13 thru 16

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini  
(Mayor abstained from Item #13)

Second: Bayard Nays:

Motion to open the Public Hearing for the 2014 Municipal Budget

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

Commissioner Lattanzi reported the following:

**Current year municipal rate: 0.228**

**Prior year municipal rate: 0.224**

**Increase: 0.004 (4/10 of one penny)**

**In terms of dollars, the owner of a home assessed at \$917,384.00, the Township-wide average, can expect the municipal portion of their tax bill to increase about \$36.24 or \$9.06 per quarter.**

**Mayor Mancini** thanked everyone for their work in the budget preparation.

Motion to close the Public Hearing for the 2014 Municipal Budget

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

17. Resolution 14-0425.13: Amend the 2014 Municipal Budget

14-0425.13

TOWNSHIP OF LONG BEACH

RESOLUTION TO AMEND 2014 BUDGET

WHEREAS, the 2014 municipal budget was approved on the 21st day of March, 2014, and

WHEREAS, the public hearing on said budget has been held as advertised, and

WHEREAS, it is desired to amend said approved budget,

NOW THEREFORE BE IT RESOLVED, by the Governing Body of the Township of Long Beach, County of Ocean, that the following amendments to the approved budget of 2014 be made:

RECORDED VOTE (INSERT LAST NAMES) (Lattanzi) (Bayard) (Mancino)

CURRENT FUND BUDGET

Table with columns: ANTICIPATED REVENUES, f.B.QM, IQ. Rows include: 1. Surplus Anticipated, Total Surplus Anticipated, SUMMARY OF REVENUES, GENERAL APPROPRIATIONS, Operations - Within "CAPS", Public Buildings and Grounds, Other Expenses, Total Operations (Items 8(A)) Within "Caps", Total Operations Including Contingent Within "Caps", (H-1) Total General Appropriations for Municipal Purposes Within "Caps", Operations Excluded From "CAPS", Public and Private Programs Offset by Revenues Matching Funds for Grants, Total Public and Private Programs Offset by Revenues, Total Operations Excluded From "CAPS", (H-2) Total General Appropriations for Municipal Purposes Excluded from "Caps", (O) Total General Appropriations Excluded From "Caps", (L) Subtotal General Appropriations (Items (H-1) and (O)), 9 Total General Appropriations.

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for his certification of the local municipal budget so

amended. PASSED ON: APRIL 25, 2014

Motion to approve Item : 17

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

18. Resolution 14-0425.14: Authorize reading of the Amended 2014 Municipal Budget by title only

Motion to approve Item: 18

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

19. Resolution 14-0425.15: Adopt the 2014 Municipal Budget as amended

**RESOLUTION 14-0425.15**

**BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach, County of Ocean that the amended budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set

forth as appropriations, and authorization of the amount of \$26,596,516.00 for municipal purposes, as amended, and certification to the County Board of Taxation of the following summary of general revenues and appropriations on this 25th day of April 2014.

(Summary annexed hereto)

Motion to approve Item : 19

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

**Mayor Mancini** stated the Treasurer's Report for the month of March 2014 was on file in the Municipal Clerk's Office.

#### **COMMISSIONERS' REPORTS**

**Commissioner Bayard announced** Long Beach Township would be hosting the "Where Angels Play" Foundation May 9-11<sup>th</sup>. The Foundation would be building their 21<sup>st</sup> Sandy Hook Play Ground Project in Bay View Park in memory of Lauren Rousseau, a teacher at Sandy Hook Elementary School who tragically lost her life on December 14, 2012 while at the school. The playground was being built to honor those lives lost and was meant to provide a symbol of recovery, hope, and normalcy while giving back to the youth of our communities. Volunteers were needed Friday May 9<sup>th</sup> at 10am and the Grand Opening and Ribbon Cutting Ceremony would be held May 11<sup>th</sup>.

**Commissioner Lattanzi** announced he would be making a presentation of the new trolley bus service in approximately one to two weeks.

**Mayor Mancini** read the Police Report:

- Operation Take Back NJ –is set for April 26<sup>th</sup> 2014, drop off expired, unwanted medications at the Long Beach Township Police Department. The drop box would be in the lobby, hours for drop off were from 10am to 2pm.
- The speed limit would be changed the week of May 12<sup>th</sup> to 35 MPH – the traffic lights would be turned on May 19<sup>th</sup>. This will be completed by the Ocean County Road Department. They would also be monitoring traffic lights and making repairs if necessary.
- The Police Department advised the public to be wary of solicitations from sources that are not legitimate (computer, phone, mail). Please report suspicious solicitations to the Department at 609 494-3322.

#### **OPEN PUBLIC SESSION**

#### **CLOSE PUBLIC SESSION**

Motion for adjournment at 4:22 p.m.

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

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Lynda J. Wells, RMC  
Municipal Clerk

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Joseph H. Mancini, Mayor

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Dr. Joseph P. Lattanzi, Commissioner

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Ralph H. Bayard, Commissioner