

**MINUTES**  
**REGULAR SESSION BOARD OF COMMISSIONERS MAY 4, 2015**

**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, Administrator

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, ATLANTIC CITY PRESS and ASBURY PARK PRESS on December 25, 2014; and filed with the Municipal Clerk.

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

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

**AGENDA**

**PRESENTATION:** Promotion of Lt. Paul Vereb to the rank of Captain.

**Captain Deely** administered the Oath of Office and noted the many contributions made by Officer Vereb to the Police Department and the community, as well as his notable accomplishments. Mayor Mancini congratulated Captain Vereb on his promotion.

**PROCLAMATIONS**

- Municipal Clerks Week: May 3-9, 2015

**PROCLAMATION**  
**Municipal Clerks Week**  
**May 3-9, 2015**

**WHEREAS**, The Office of the Municipal Clerk, a time honored and vital part of local government exists throughout the world; and

**WHEREAS**, The Office of the Municipal Clerk is the oldest among public servants; and

**WHEREAS**, The Office of the Municipal Clerk provides the professional link between citizens, the local governing bodies and agencies of the government at other levels; and

**WHEREAS**, Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all; and

**WHEREAS**, The Municipal Clerk serves as the information center on functions of local government and community; and

**WHEREAS**, Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, provincial, county and international professional organizations; and

**WHEREAS**, it is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach hereby proclaims the week of May 3-9, 2015 "Municipal Clerks Week" and further extends our appreciation to our Municipal Clerk, Lynda Wells and to all Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

- **Mental Health Month: May 2015**

**PROCLAMATION**  
**MENTAL HEALTH MONTH**

**WHEREAS**, mental health is defined as emotional and psychological well-being, which allows individuals to work, enjoy satisfying relationships and participate fully in their communities; and

**WHEREAS**, approximately 25 percent of people experience a diagnosable mental health condition in their lifetime; and

**WHEREAS**, mental illness accounts for four of the top ten leading causes of disability; and

**WHEREAS**, studies show that mental health is a significant component of physical health; and

**WHEREAS**, studies have shown that every dollar invested in evidence-based treatment yields \$2 to \$10 in savings from lost productivity as well as health, criminal justice and other costs; and

**WHEREAS**, when offered adequate services, wellness and recovery are possible for all who live with mental illness; and

**WHEREAS**, mental health awareness, prevention and education encourage individuals to seek professional and/or social support; and

**WHEREAS**, the New Jersey State Federation of Women's Clubs and the National Alliance on Mental Illness of NJ are working together to raise awareness about the importance of mental health and to advance treatment opportunities for individuals with mental illness.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach hereby proclaims the month of May 2015 "Mental Health Month"; and

**BE IT FURTHER RESOLVED** that certified copies of this Proclamation shall be forwarded to the Long Beach Island Woman's Club.

**ORDINANCES & PUBLIC HEARINGS**

1. Second Reading Ordinance 15-15C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" IN CHAPTER 205, SUBSECTIONS 64 & 65, PERTAINING TO OUTDOOR RECREATIONAL FIRES AND DEVICES**

**ORDINANCE 15-15C**

**AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" IN CHAPTER 205, SECTIONS 64 & 65, PERTAINING TO OUTDOOR RECREATIONAL FIRES AND DEVICES**

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

**STATEMENT OF PURPOSE**

This Ordinance is intended to revise certain language and abolish exceptions relating to indoor and exterior fireplaces.

**SECTION I**

**Subsection §205-64.C.(4)** entitled "**Outdoor recreational fires and devices.**" is hereby amended and revised as follows:

(4) Exterior masonry and wood burning fireplaces.

**SECTION II**

**Subsection §205-64.E. Location requirements.** Is hereby amended by the addition of a new subsection, Subsection (3) as follows:

(3) Exterior masonry and wood burning fireplaces may be attached to the principal and accessory buildings and shall comply with Long Beach Township zoning regulations as per Chapter 205-54A and also all building code requirements for masonry fireplaces.

**SECTION III**

**§205-65.Exceptions to outdoor recreational fires and devices.** is hereby repealed.

**SECTION IV**

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

**SECTION V**

If any word, phrase, clause, section or provision of this Ordinance shall be found by any Court of competent jurisdiction to be unenforceable, illegal or unconstitutional such word, phrase, clause, section or provision.

This Ordinance has been reviewed and approved by the Land Use Board.

Passed on first reading at a regular meeting held on April 6, 2015 and advertised in the BEACH HAVEN TIMES issue of April 9, 2015.

OPEN PUBLIC HEARING

No Comments

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 15-15C on Second Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

2. Second Reading Ordinance 15-17C: **AN ORDINANCE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" RELATING TO CHAPTER 64 CONCERNING THE PAYMENT OF REAL ESTATE TAXES AND WATER AND SEWER PAYMENTS IN CONNECTION WITH THE ISSUANCE OF A ZONING PERMIT**

**ORDINANCE NO. 15-17C**

**AN ORDINANCE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" RELATING TO CHAPTER 64 CONCERNING THE PAYMENT OF REAL ESTATE TAXES AND WATER AND SEWER PAYMENTS IN CONNECTION WITH THE ISSUANCE OF A ZONING PERMIT**

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

**STATEMENT OF PURPOSE**

This Ordinance is intended to amend Section 64-2 of the Code of the Township of Long Beach to bring the current Code in alignment with a New Jersey Superior Court decision concerning the issuance of zoning permits, building permits and certificates of occupancy in connection with the payment of real estate taxes and sewer and water payments.

**SECTION I**

Sections 64-2.D. Building and Zoning Permit Requirements; Plans and Specifications; Satellite Receiving Antennas is hereby amended and revised to read as follows:

D. No zoning permit shall be issued unless application for the same is accompanied by a certification from the Township Tax Collector that no real estate taxes or assessments for local improvements which shall include but not be limited to water and sewer payments are due or delinquent on the property which is the subject of the application.

**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 after the first publication thereof after final passage according to law.

Passed on first reading at a regular meeting held on April 20, 2015 and advertised in the BEACH HAVEN TIMES issue of April 23, 2015.

OPEN PUBLIC HEARING

No Comments

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 15-17C on Second Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

3. First Reading Ordinance 15-18C: **AN ORDINANCE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" TO ESTABLISH A NEW CHAPTER 196 WHICH WILL BE ENTITLED "REGULATION OF DEALERS OF PRECIOUS METALS AND OTHER SECONDHAND GOODS**

Motion to approve Ordinance 15-18C on First Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

4. First Reading Ordinance 15-19C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, 1997" IS HEREBY AMENDED BY THE ADOPTION OF A NEW CHAPTER, CHAPTER 57, ADOPTING CERTAIN REGULATIONS OF DRONE TECHNOLOGY AND UNMANNED AIRCRAFT FOR THE TOWNSHIP OF LONG BEACH**

Motion to approve Ordinance 15-19C on First Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

5. First Reading Ordinance 15-20C: **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 195 PERTAINS TO VENDOR LICENSING**

Motion to approve Ordinance 15-20C on First Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

### **ADOPTIONS & APPROVALS**

6. Resolution 15-0504.01(a &b): Approve a special event:
  - a) Association of Surf Angling Fishing  
10/24/2015 & 10/25/2015 7am-4pm
  - b) New Jersey Windsurfing & Watersports Assoc.: July 12<sup>th</sup>, 2015 10am-4pm

#### **RESOLUTION 15-0504.01(a)**

**WHEREAS**, in celebration its 100<sup>th</sup> Anniversary, the Association of Surf Angling Clubs (ASAC) has requested permission to host a Surf Fishing Tournament on Saturday, October 24, 2015 between the hours of 7:00 a.m. and 4:00 p.m; and Sunday October 25, 2015 between the hours of 7:00 a.m. and 11:00 a.m.; and

**WHEREAS**, the Tournament shall commence in the Brant Beach section of the Township and proceed south to the Beach Haven Borough border.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach grants permission, BEACH CONDITIONS PERMITTING, and waives the requirement of beach buggy permits for participants in this special event.

#### **RESOLUTION 15-0504.01(b)**

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

#### **New Jersey Windsurfing & Watersports Assoc.**

- Fun Fest; Windsurfing, Stand-Up Paddle Board and Kayaking in Bayview Park, July 12<sup>th</sup>, 2015 (Raindate July 19, 2015) 10am-4pm.
7. Resolution 15-0504.02: Authorize the Municipal Clerk to advertise for bids:

Municipal Employee uniforms

#### **RESOLUTION 15-0504.02**

**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 advertise for bids for the following:

- Municipal Employee Uniforms

8. Resolution 15-0504.03: Approve various changes to water/sewer accounts

**RESOLUTION 15-0504.03**

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

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

<u>BLOCK</u>	<u>LOT/QUAL</u>	<u>ACCT #/ACCT</u>	<u>YEAR</u>	<u>CANCEL/CHANGE</u>	<u>AMOUNT</u>
4.02	1	808-0 Water	2014	Standby credit per c&c	\$ 75.00
6.07	12	1729-0 Water	2015	Standby credit per c&c	\$255.00
6.09	3	1748-0 Sewer	2015	Removal of Garb. Disp.	\$112.50
6.34	4	2012-0 Sewer	2015	Removal of Garb. Disp.	\$150.00
7.01	10	2175-0 Water	2015	Standby credit per c&c	\$ 98.00 10.02
	9	2952-0 Water	2015	Standby credit per c&c	\$112.00
10.06	5	2995-0 Water	2015	Standby credit per c&c	\$ 75.00
14.20	11	4866-0 Sewer	2015	Standby credit per c&c	\$531.00
14.25	3	4920-0 Water	2015	Standby credit per c&c	\$ 73.00
15.62	18	5554-0 Water	2015	Standby credit per c&c	\$ 91.00

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

9. Resolution 15-0504.04: Approve various personnel actions

**RESOLUTION 15-0504.04**

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

**Beach Patrol**

Approve the following pay rates for various responsibilities (as needed) to be paid from Beach Patrol Salary & Wage effective retro-active to January 1, 2015.

<u>Various Responsibilities (As needed)</u>	<u>Rate</u>
Instructor of ARC-CPR Certification (1 Day)	\$90.00/Day
Instructor of ARC-EMR Certification (3 Days)	\$90.00/Day
OLTC Instructor	\$90.00/Day
LIT Instructor	\$115.00/Day
Acting Lieutenant	\$115.00/Day
Lieutenant	\$127.50/Day
Acting Captain	\$152.50/Day
Captain	\$152.50/Day
Assistant Chief	\$172.50/Day
Chief	\$192.50/Day
PWC/IRB Personnel	\$115.00/Day
OLTC Reimbursement	\$90.00/Day
Orientation Meeting	\$10.00/Hour
Swim Coach	\$10.00/Hour
Photo Event	\$10.00/Hour
Board Repair Rate	\$17.50/Hour
Acting Beach Badge Supervisor	\$13.25/Hour
After Hours-Missing Person Search/Water Rescue or Recovery	\$15.00/ HR

Hire the following employees as Seasonal Part-Time Laborer 1 at the rate of \$10.25 per hour to be paid from Lifeguard Salary & Wage effective retro-active to May 1, 2015.

Krista Jensen                      Chloe Wiskow

Hire the following employee as a Seasonal Part-Time Laborer 1 at the rate of \$10.50 per hour to be paid from Lifeguard Salary & Wage effective retro-active to May 1, 2015.

Jonathan Harrison

Hire the following employee as a Seasonal Part-Time Beach Badge Program Senior Supervisor at the rate of \$14.75 to be paid from Beach Badge Salary & Wage effective retro-active to May 1, 2015.

Brian Wilkie

**Health**

Hire the following employee as a Seasonal Part-Time Clerk1/Water Sampler Collector at a rate of \$12.00 per hour to be paid from Health Salary & Wage effective May 4, 2015.

Maria Giffoniello

Hire the following employee as a Seasonal Part-Time Senior Environmental Health Specialist at a rate of \$31.20 per hour to be paid from Health Salary & Wage effective May 4, 2015.

Eugene Mulgrew

Hire the following employee as a Seasonal Part-Time Environmental Health Specialist at a rate of \$25.50 per hour to be paid from Health Salary & Wage effective May 4, 2015.

Edward McNicholas

**Police**

Hire the following employee a a Full-Time Police Captain, effective May 4, 2015 as per Dept. of Personnel Certified List No. PL150383 with a base salary of \$146,227.44 to be paid from the Police Salary & Wage.

Paul H. Vereb

**Public Works**

Hire the following employee as a Seasonal Full-Time Clerk 1 at the rate of \$15.00 per hour to be paid from Public Works Salary & Wage effective May 4, 2015.

Ariana Centamore

**Water/Sewer**

Accept and Approve the resignation of the following employee effective retro-active to April 21, 2015.

Mary Cleary

Change the following employee's annual base salary to \$70,000.00 to be paid from Water/Sewer Salary & Wage effective May 9, 2015.

Michael Clark

Change the following employee's Payroll Account from Public Works Salary & Wage to Water/Sewer Salary & Wage effective retro-active to April 28, 2015.

Ashley Bromiley

Hire the following employee as a Permanent Full-Time Laborer 1 with an annual salary of \$35,000 to be paid from Water/Sewer Salary & Wage effective May 9, 2015.

Ian Shrader

Hire the following employee as a Seasonal Part-Time Clerk 1 at the rate of \$18.00 per hour to be paid from Water/Sewer Salary & Wage effective retro-active April 27, 2015.

Jennifer Martin

10. Resolution 15-0504.05: Authorize the online auction of Miscellaneous Vehicles and Equipment

**RESOLUTION 15-0504.05**

**WHEREAS**, the Township of Long Beach is the owner of certain surplus property which is no longer needed for public use; and

**WHEREAS**, the Board of Commissioners of the Township of Long Beach is desirous of selling said surplus property in an "as is" condition without express or implied warranties; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-36, Long Beach Township authorizes the online auction of property no longer needed for public use; and

**WHEREAS**, the sale is being conducted pursuant to Local Finance Notice 2008-9; and

**WHEREAS**, pursuant to Resolution 14-0425.05 the Township of Long Beach has entered an agreement with GovDeals, Inc., for online auctioneering services; and

**WHEREAS**, the sale will be online and the address of the auction site is [www.govdeals.com](http://www.govdeals.com); and

**WHEREAS**, these items are part of Long Beach Township's fixed asset inventory, the description of said items is hereby attached as 'Schedule A'.

**NOW, THEREFORE, BE IT RESOLVED** by Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, that the Township of Long Beach approves the online auctioneering for property no longer of use to the Township in May 2015.

**SCHEDULE 'A'**

1. 2005 Honda TRX500FM 4x4 ATV Vin # 1HFTE310954009106
2. 2 Metal Desks
3. 2 Metal Stand-up File cabinets

11. Resolution 15-0504.06: Approve various Surfing Beaches in Long Beach Twp.

**RESOLUTION 15-0504.06**

**RESOLUTION ESTABLISHING SURFING BEACHES ON THE OCEANFRONT IN LONG BEACH TOWNSHIP AND ESTABLISHING THE METHOD OF DEMARCATING THE LOCATIONS THEREOF AND POSTING WARNING SIGNS**

**WHEREAS**, in the past, Long Beach Township has designated certain areas of its oceanfront beach for use by swimmers utilizing surfboards; and

**WHEREAS**, said beaches are designated as "surfing beaches", that is to say, beaches used by swimmers using surf boards are beaches which are not protected by Township Lifeguards; and

**WHEREAS**, the advent of the 2015 summer season is swiftly approaching and the Board of Commissioners of the Township of Long Beach have determined to reaffirm existing surfing beaches and by Resolution create additional beaches where surfing will be permitted; and

**WHEREAS**, the Board of Commissioners has determined that surfing beaches should be identified by the placement of blue flags located on the northerly and the southerly terminuses of any designated surfing beaches.

**NOW THEREFORE BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach at a regular meeting held Monday May 4, 2015, that the areas described below within areas designated by the placement of blue flags by the Long Beach Township Beach Patrol personnel are hereby designated as surfing beaches, that is to say as beaches where

persons using surfboards may participate in their sport during the hours when lifeguards are provided for bathing beaches:

**North Beach:**

IMMEDIATE BEACH NORTH OF TRACT #65, NORTH BEACH  
IMMEDIATE BEACH SOUTH OF TRACT #65, NORTH BEACH

**Brant Beach:**

32<sup>ND</sup> STREET; 43<sup>RD</sup> STREET; 48<sup>TH</sup> STREET; 59<sup>TH</sup> STREET; 65<sup>TH</sup> STREET; 72<sup>ND</sup> STREET

**Brighton Beach:**

82<sup>ND</sup> STREET; 85<sup>TH</sup> STREET

**Peahala Park:**

93<sup>RD</sup> STREET

**Beach Haven Park**

99<sup>TH</sup> STREET

**Haven Beach**

110<sup>TH</sup> STREET; 118<sup>TH</sup> STREET

**The Dunes**

122<sup>ND</sup> STREET; 127<sup>TH</sup> STREET (DUNE LANE)

**Spray Beach**

21<sup>ST</sup> STREET; 25<sup>TH</sup> STREET

**North Beach Haven**

14<sup>TH</sup> STREET

**Holgate**

NELSON AVENUE;

BEACH 66 ½ (Unguarded Beach Between Susan & Rosemma)

**BE IT FURTHER RESOLVED**, that surfing beaches are used by surfers at their own risk and, therefore, warning signs shall be installed by the Long Beach Township Beach Patrol advising surfers that use of surfing beaches is at the users own risk since the beaches are unguarded and unprotected.

12. Resolution 15-0504.07: Support the efforts of the Borough of Ship Bottom:

Continue the operation of the Long Beach Island

Grade School

**RESOLUTION 15-0504.07**

**RESOLUTION TO SUPPORT THE EFFORTS OF THE BOROUGH OF SHIP BOTTOM TO CONTINUE THE OPERATION OF THE LONG BEACH ISLAND GRADE SCHOOL**

**WHEREAS**, the Long Beach Island Consolidated School District serves five of the six municipalities on Long Beach Island; and

**WHEREAS**, the Long Beach Island Grade School is located on approximately 3.9 acres between 19<sup>th</sup> and 20<sup>th</sup> Street in the Borough of Ship Bottom and is the longest operating school facility of the District; and

**WHEREAS**, the LBI Grade School was constructed in 1951 and since that time has become an integral part of community through the education of our children, many of whom have remained residents, business owners, and ultimately, leaders in our community; and

**WHEREAS**, the LBI Grade School has played a unique and important role in the community, and has positively touched the lives of generations of families on Long Beach Island.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach strongly support the continued operation of the Long Beach Island Grade School in the Borough of Ship Bottom and urges the Long Beach Island Board of Education to keep the school open and viable for the continued the education of our children.

**Mayor Mancini** explained the Borough of Ship Bottom had decided to keep the school operational and plans were in place to make various upgrades to the facility.

13. Resolution 15-0504.08: Support the passage of S-2775 and A-4215:

Increase the Shore Protection Fund to \$50,000,000 for  
the maintenance of coastlines, lagoons, channels

and inlet.

**RESOLUTION 15-0504.08**

**RESOLUTION TO SUPPORT THE PASSAGE OF S-2775 AND A-4215 INCREASING THE AMOUNT ANNUALLY CREDITED TO THE SHORE PROTECTION FUND TO \$50,000,000**

**WHEREAS**, the beaches of the New Jersey shore are the foundation for tourism, enhanced quality of life and a thriving coastal economy; and

**WHEREAS**, every hurricane/storm season threatens both the coastline and miles inland often causing damage in the millions of dollars; and

**WHEREAS**, such devastation was never more apparent than following Superstorm Sandy, the worse storm to hit New Jersey in many years; and

**WHEREAS**, P.L. 1968, c.49, enacted by the New Jersey Senate and General Assembly, authorized amounts, not in excess of \$25,000,000 from the realty transfer fees, to be deposited annually in the Shore Protection Fund; and

**WHEREAS**, in order to properly protect our beaches, shore communities and inland area affected by inadequate coastline protection, a substantial increase in the annual amount is necessary; and

**WHEREAS**, S-2775 and A-4215 would increase the amount annually credited to the Shore Protection Fund to \$50,000,000. This increase in funding would go a long way in ensuring a healthy coastline, protecting homes and businesses from future devastation, as well as critically needed lagoon, channel and inlet maintenance.

**NOW, THEREFOR, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach strongly support the passage of S-2775 and A-4215 and urges all shore communities and counties to adopt a resolution in support of this legislation.

14. Resolution 15-0504.09: Approve 2015 Motorized Ice Cream Vendors for Long Beach Township

**RESOLUTION 15-0504.09**

**WHEREAS**, the Revised General Code of the Township of Long Beach 1997 Chapter 195 provides that the Board of Commissioners shall limit the number of persons desiring to sell or vend ice cream or ice cream products in the Township of Long Beach; and

**WHEREAS**, it is the desire of said Board to place a limitation on same in order to avoid undue crowding, littering, traffic congestion and the like.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach that the following vendors shall be issued a license for the selling or vending of ice cream or ice cream products, subject to all requirements and restrictions, for the year 2015.

<u>Vendor Name</u>	<u>Vendor ID Number</u>
Cold Waves	ICM 15-01
Surf Ice Cream	ICM 15-02
Bun Jim Ice Cream	ICM 15-03
Bayberry Ice Cream	ICM 15-04
B & P Ice Cream LLC	ICM 15-08

**Lynda Wells, Municipal Clerk** stated this resolution authorized the operation for five of the eight licenses.

Motion to approve Items 6 thru 14:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

**LICENSES & PERMITS**

15. Resolution 15-0504.10: Approve a Petition to Extend Licensed Premise:

Kubel's Too: June 17<sup>th</sup> from 1:00pm to 10:00pm

**RESOLUTION 15-0504.10**

**RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING AND APPROVING A PETITION TO EXTEND LICENSED PREMISES**

**WHEREAS**, the New Jersey Alcoholic Beverage Law, N.J.S.A. 33:1-74 permits the extension of a licensed premise to an area that is contiguous to the licensed area; and

**WHEREAS**, 8200 Boulevard Corp., License No. 1517-32-003-007, has submitted a Petition to Extend Licensed Premise for a one-day event on June 14<sup>th</sup> 2015 between the hours of 1:00 pm and 10:00 pm; and

**WHEREAS**, 8200 Boulevard Corp. has submitted the required fee and has received the approval of the Long Beach Township Police Department.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, do hereby approve the Petition to Extend Licensed Premises on the date and time noted above for a repast in memory of Robert Nardi.

Motion to approve Item 15:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

**PURCHASES, CONTRACTS & AWARDS**

16. Resolution 15-0504.11: Amend an Extraordinary Unspecifiable Service contract: Stockton College: Bathymetric Study \$13,996.80

**RESOLUTION 15-0504.11**

**A RESOLUTION AMENDING AN EXTRAORDINARY UNSPECIFIABLE PROFESSIONAL SERVICES CONTRACT FOR EXPERT WITNESS IN SUPPORT OF TOWNSHIP'S BEACH REPLENISHMENT PROJECT AND RELATED LITIGATION**

**WHEREAS**, N.J.S.A. 40A:11-5, *et seq.*, permits a municipality to award a contract without public advertising for bids and bidding thereof under certain circumstances for contracts for goods and services that exceed the bid threshold of \$36,000.00; and

**WHEREAS**, pursuant to Resolution 15-0123.07, Township of Long Beach ("Township") authorized the execution of a contract for the hiring of an expert witness in support of

Township's Beach Replenishment Project and related litigation (collectively "Beach Project"), which is generally recognized as squarely fitting within the extraordinary unspecifiable services ("EUS") exception to the bidding requirements pursuant to N.J.S.A. 40A:11-5(1)(a)(ii); and

**WHEREAS**, a contract ("Contract") was entered into between Township and Dr. Stewart Farrell and the Richard Stockton College of New Jersey on February 6, 2015, pursuant to and in accordance with Resolution 15-0123.07, the EUS exception, and the Local Public Contracts Law; and

**WHEREAS**, there exists the need to expand the scope of the Contract to include a Bathymetric Survey of Little Egg Inlet as well as Data Reduction, Analysis, Presentation, Graphics & Report; and

**WHEREAS**, the Contract expressly provides that it may be amended by the parties and the required amendment is necessary and proper for the Beach Project; and

**WHEREAS**, Township has received a proposal dated April 23<sup>rd</sup> 2015 from Dr. Stewart Farrell and The Richard Stockton College of New Jersey to perform the aforesaid expanded and amended expert services; and

**WHEREAS**, the Chief Financial Officer has certified the funds for this contract are available as an appropriation created by the following appropriation: Reserve for Beach Replenishment: account #CU-04-55-320-001 in the amount of \$13,996.80.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach, on this 4<sup>th</sup> day of May 2015, for the reasons aforesaid, approve an amendment to the Contract authorized pursuant to Resolution 15-0123.07 in the amount of Thirteen Thousand Nine Hundred Ninety Six Dollars and Eighty Cents (\$13,996.80) to:

Dr. Stewart Farrell &  
The Richard Stockton College of New Jersey  
30 Wilson Avenue  
Port Republic, New Jersey 08241

**BE IT FURTHER RESOLVED** that the Municipal Clerk shall send a notice of the contract amendment for publication in the official newspaper of the Township of Long Beach and shall keep the resolution and contract amendment on file for public inspection.

Motion to approve Item 16:

Motion: Lattanzi                      Ayes: Lattanzi, Bayard, Mancini

Second: Bayard                      Nays:

**FINANCIAL APPROVALS**

17. Resolution 15-0504.12: Approve the release of Performance Bond:

LUB -23-14

**RESOLUTION 15-0504.12**

**WHEREAS**, pursuant to Resolution 14-1010.11, passed on October 10<sup>th</sup> 2014, the Township of Long Beach received from Steven and Casilda Eisenberg/Terrace Tavern, Cashier's Check #042835 drawn on Shore Community Bank, dated September 15, 2014 in the amount of One Thousand Six Hundred Fifty Dollars (\$1,650.00), representing the required Performance Bond for #LUB-23-14-PF, Block 7.04, Lot 1 (13211 Long Beach Blvd., 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 One Thousand Six Hundred Fifty Dollars (\$1,650.00) as per its Municipal Land Use Ordinance and as per the recommendation and certification of the Municipal Engineer.

18. Resolution 15-0504.13: Approve a Change Order:

ASAP, Inc: \$20,000.00 for additional milling and paving

**RESOLUTION 15-0504.13**

**RESOLUTION AUTHORIZING A CHANGE ORDER #1 FOR THE 2015 LONG BEACH TOWNSHIP MUNICIPAL PARKING LOT, IN THE TOWNSHIP OF LONG BEACH**

**WHEREAS** All Surface Asphalt Paving Inc., was awarded a contract for the 2015 Long Beach Township Municipal Parking Lot, in the Township of Long Beach pursuant to Resolution 15-0420.10 in the amount One Hundred Fifty Eight Thousand Three Hundred Twenty Two Dollars and Fifty Five Cents (\$158,322.55) on April 16, 2015; and

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

**WHEREAS**, as a result of the inadequate sub-base encountered in the parking lot and tennis court area, additional milling depth and asphalt paving was required; resulting in a Change Order to the original contract; such change order has been approved and certified by the Municipal Engineer and the Commissioner of Public Works and Property; and

**WHEREAS**, sufficient funds are available and certified by the Chief Financial Officer from Appropriation made by Ordinance 13-34: Resurface Municipal Lot; Account #C-04-56-118-951 in the amount of \$20,000.00.

**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 4<sup>th</sup> day of May 2015 that All Surface Asphalt Paving, Inc., 528 Hardenberg Avenue, Point Pleasant, NJ 08742 be and is hereby awarded Change Order #1 in an amount not to exceed Twenty Thousand dollars (\$20,000.00) for payment of the additional work required to complete the 2015 Long Beach Township Municipal Parking Lot in the Township of Long Beach.

19. Resolution 15-0504.14 Approve the cancellation of a grant balance

**RESOLUTION 15-0504.14**

**WHEREAS**, several old, inactive grant accounts appear on the books of account of the Township; and

**WHEREAS**, a review of the old, inactive grant accounts has been undertaken, and it has been determined that the funds are no longer needed.

**NOW, THEREFORE BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach that the following Grant Reserves and Grant Receivables are hereby cancelled effective July 25, 2014:

<b>Title of Grant</b>	<b>Appropriation Reserve</b>	<b>Grant Receivable</b>
Cops in Shops-2014	400.00	400.00

20. Resolution 15-0504.15: Approve Bills & Payroll

Bills in the amount of: \$ 10,809,333.37

Payroll in the amount of: \$ 390,723.64

**RESOLUTION 15-0504.15**

**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 \$390,723.64.

**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 \$10,809,333.37 be and the same are hereby authorized to be paid on Monday, May 4, 2015.

2. The said approved payroll amounting to the sum of \$390,723.64 be and the same are hereby authorized to be paid on Monday, May 4, 2015.

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 thru 20:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

Motion to open the Public Hearing for the Amendment to the 2015 Municipal Budget

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

**PUBLIC HEARING**

No Comment

Motion to close the Public Hearing for the Amendment to the 2015 Municipal Budget

Motion: Ayes:

Second: Nays:

21. Resolution 15-0504.16: Adopt the 2015 Municipal Budget, as amended

**Commissioner Lattanzi** stated only a minor change was made to the transportation line item in the Budget.

**RESOLUTION 15-0504.16**

**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 \$26,624,900.00 for municipal purposes, as amended, and certification to the County Board of Taxation of the following summary of general revenues and appropriations on this 4th day of May 2015.

Motion to approve Item 21:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

**COMMISSIONERS' REPORTS**

**Commissioner Lattanzi** advised the new Acme would soon be ready to open, and looked great! The LBI Board of Health would be moving to a permanent location in the Fall. He explained the Trolley buses would be operational on weekends from Memorial Day to June 28<sup>th</sup>. At that time, service would increase to daily.

**Commissioner Bayard** stated the municipal parking lot paving project would be finished in approximately two weeks, and the Holgate Bathroom Project by Memorial Day. He noted a Clean Communities Grant had been received in the amount of \$43,000. The Commissioner also

provided information on the change in the Township's Trash and Recycling contractor. The current contractor, Pinto Brothers, was acquired by Meadowbrook Carting who would honor the terms and schedule as provided in the current contract. The transition would have no impact on Township collections. He further advised High Bar Harbor roads were currently being paved under the Ocean County Schedule "C" Agreement.

**Mayor Mancini** announced the next meeting of the Land Use Board would be held on Wednesday, May 13<sup>th</sup> at 7:00 pm in the upstairs multi-purpose room.

Second Reading and Public Hearing for Ordinances 15-18C, 19C and 20C would take place on at the public meeting held on May 18<sup>th</sup> 2015 at 4:00 pm.

The Beach Badge Shack would be open on 68<sup>th</sup> Street Friday thru Monday. Friday and Monday Hours were 9-4 and Saturday and Sunday 9-3. Prices for Beach Badges had not changed from 2014 rates.

The Mayor offered his condolences to the family of John Twaddell, a former Long Beach Township Commissioner, who had recently passed away. Commissioner Twaddell had also been Mayor Mancini's 6<sup>th</sup> grade teacher. He remembered him as a kind and helpful man, always interested in improving the lives of all those with whom he came in contact. John Twaddell would be greatly missed.

#### OPEN PUBLIC SESSION

**Andy Orlando/Haven Beach** recently moved to Long Beach Township and questioned meters and water/sewer billing. He also commented there were many motor vehicle accidents at the intersection of 113<sup>th</sup> Street and Long Beach Blvd. He felt vehicles parked too close to the intersection; obstructing view of the roadway.

**Mayor Mancini** explained the meters were mandated by the D.E.P., although they were not currently being used. Water/Sewer rates in Long Beach Township could be costly as the infrastructure was victim to the Island's high water table and salt exposure causing corrosion; also frequent upgrades could be necessary as well as ongoing maintenance.

**Commissioner Lattanzi** and **Mayor Mancini** were aware of the intersection concerns at 113<sup>th</sup> St and Long Beach Blvd. They would speak with the Police Department to find a solution to the matter.

**Tom Beatty/Holgate** asked for more information regarding Ordinance 15-19C.

**Mayor Mancini** explained drones were not permitted over the beaches, roads or private property without the specific consent of the Police Department.

**Stacey Fuessinger/Ship Bottom** asked if Long Beach Township would submit a letter to the Long Beach Island Board of Education concerning the Grade School.

**Mayor Mancini** advised a letter would be submitted by all the LBI Mayors, hopefully by the end of the week.

#### CLOSE PUBLIC SESSION

Motion for adjournment at 4:30 pm:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

\_\_\_\_\_  
Lynda J. Wells, RMC  
Municipal Clerk

\_\_\_\_\_  
Joseph H. Mancini, Mayor

\_\_\_\_\_  
Ralph H. Bayard, Commissioner

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Dr. Joseph P. Lattanzi, Commissioner