

**MINUTES**  
**REGULAR SESSION BOARD OF COMMISSIONERS MAY 9, 2014**

**Flag Salute**

Meeting came to order at 4:03 p.m.

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

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

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

Motion: To dispense with the reading of the minutes of the April 15<sup>th</sup> and April 25<sup>th</sup> meetings and to approve the same as recorded in the minute book:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

Abstain: Comm. Lattanzi abstained from the minutes for the April 15<sup>th</sup> meeting.

**AGENDA**

**PROCLAMATION**

Memorializing the installation of a sandy ground project, "Where Angels Play" playground at Bayview Park, honoring the life of Lauren Rousseau

**Mayor Mancini** presented the proclamation to the parents of Lauren Rousseau, Bill and Terri Rousseau and Bill Lavin, Where Angels Play foundation. Mr. Rousseau thanked the Commissioners and everyone involved, noting how nice the project and all involved were in keeping Lauren's memory alive.

**ORDINANCES & PUBLIC HEARINGS**

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§5-8(A)(7) is hereby repealed in its entirety and replaced with the following.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

**Lynda Wells, Municipal Clerk** explained this Ordinance revised the provisions and regulations relating to the employment of police officers in an off-duty capacity.

Passed on first reading at a regular meeting held on April 25, 2014 and advertised in the BEACH HAVEN TIMES issue of May 1, 2014 .

OPEN PUBLIC HEARING

No comments.

CLOSE PUBLIC HEARING

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

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

- 2. First Reading Ordinance 14-15C: 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.

Lynda Wells, Municipal Clerk explained this ordinance amends §195-1, §195-4, and §195-7 to regulate vendor licensing and permit the issuance of two food truck licenses limited to operating at Bayview Park in Township of Long Beach.

Motion to approve Ordinance 14-15C on First Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

- 3. First Reading Ordinance 14-16: BOND ORDINANCE AUTHORIZING SUPPLEMENTAL FUNDING FOR THE RECONSTRUCTION AND/OR RESURFACING OF THE HOLGATE PARKING LOT DAMAGED BY HURRICANE SANDY IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$450,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$427,500; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

Motion to approve Ordinance 14-16 on First Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

- 4. First Reading Ordinance 14-17: BOND ORDINANCE AUTHORIZING SUPPLEMENTAL FUNDING FOR THE REPLACEMENT AND/OR REPAIR OF VARIOUS CAPITAL EQUIPMENT IN THE NORTH BEACH RECREATION AREA DAMAGED BY HURRICANE SANDY IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$250,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$237,500; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING

Motion to approve Ordinance 14-17 on First Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

**ADOPTIONS & APPROVALS**

- 5. Resolution 14-0509.01 Approve various changes to water & sewer accounts

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>BLOCKLOT/QUAL</u>	<u>ACCT #/ACCTYEAR</u>	<u>CANCEL/CHANGE</u>	<u>AMOUNT</u>
4.30 11	1168-0/Water	2014 To Standby per Demo	\$285.00
12.16 17	4112-0/Sewer	2014 Chg to Single fr Duplex	\$265.50
13.11 14	4421-0/Water	2014 Standby credit	\$130.00

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

- 6. Resolution 14-0509.02: Approve a Multi-Jurisdictional All Hazard Mitigation Plan

TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY  
ADOPT THE 2014 MULTI-JURISDICTIONAL ALL HAZARD MITIGATION PLAN  
FOR OCEAN COUNTY

**WHEREAS**, the Board of Commissioners for the Township of Long Beach recognizes the threat that natural hazards pose to people and property within the Township of Long Beach; and

**WHEREAS**, the Board of Commissioners for the Township of Long Beach has prepared a multi-hazard mitigation plan, hereby known as the 2014 Multi-Jurisdictional All Hazard Mitigation Plan for Ocean County in accordance with the Disaster Mitigation Act of 2000; and

**WHEREAS**, the 2014 Multi-Jurisdictional All Hazard Mitigation Plan for Ocean County identifies mitigation goals and actions to reduce or eliminate long-term risk to people and property in the Township of Long Beach from impacts of future hazards and disasters; and

**WHEREAS**, adoption by the Board of Commissioners of the Township of Long Beach demonstrates their commitment to hazard mitigation and achieving the goals outlined in the 2014 Multi-Jurisdictional All Hazard Mitigation Plan for Ocean County.

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

Section 1. In accordance with N.J.S.A. 40A:9-133 et seq, the Board of Commissioners of the Township of Long Beach adopts the

**2014 MULTI-JURISDICTIONAL ALL HAZARD MITIGATION PLAN FOR OCEAN COUNTY**

7. Resolution 14-0509.03: Authorize the creation the Long Beach Township Cooperative Pricing System

**A RESOLUTION AUTHORIZING THE TOWNSHIP OF LONG BEACH TO ESTABLISH A COOPERATIVE PRICING SYSTEM AND TO ENTER INTO COOPERATIVE PRICING AGREEMENTS WITH OTHER CONTRACTING UNITS**

**WHEREAS**, N.J.S.A. 40A:11-11(5) authorizes two or more contracting units to establish a Cooperative Pricing System and to enter into a Cooperative Pricing Agreement for its administration; and

**WHEREAS**, the Township of Long Beach, County of Ocean, State of New Jersey is desirous of establishing a Cooperative Pricing System and entering into a Cooperative Pricing Agreement with other contracting units; and

**WHEREAS**, the Township of Long Beach has agreed to serve as the Lead Agency for a Cooperative Pricing System; and

**WHEREAS**, on this 9<sup>th</sup> day of May 2014 the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey duly considered the establishment of a Cooperative Pricing System for the provision and performance of goods and services.

**NOW, THEREFOR BE IT RESOLVED** as follows:

**COOPERATIVE PRICING SYSTEM ESTABLISHED**

The Board of Commissioners of the Township of Long Beach hereby authorizes the creation of a Cooperative Pricing System to be known as the Long Beach Township Cooperative Pricing System and the Township of Long Beach shall serve as the Lead Agency.

**COOPERATIVE PRICING AGREEMENT**

The Mayor is hereby authorized to enter into separate Cooperative Pricing Agreements with the participating contracting units and said Agreement shall be deemed a single Agreement.

8. Resolution 14-0509.04: Approve personnel actions

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

**BEACH PATROL**

Change the following employee's rate of pay to \$10.25 per hour to be paid from Lifeguard Salary & Wage retro-active to April 25, 2014.

Brittany Royer

Hire the following employees as Seasonal Part-Time Laborers, at the rate of \$10.25 per hour to be paid from Lifeguard Salary & Wage effective May 9, 2014.

William Galese

William Maloney, III Morgan Pedrick

Austin Schwerzel

Ryan Williams

Hire the following as Seasonal Beach Badge Program Seller/Checker at the rate of \$14.50 per hour to be paid from Beach Badge Salary & Wage effective May 9, 2014.

David Jonas

Brian Wilkie

Hire the following as a Seasonal Beach Badge Program Seller/Checker at the rate of \$10.50 per hour to be paid from Beach Badge Salary & Wage effective May 9, 2014.

Pamela Tamowski

Hire the following as a Seasonal Beach Badge Program Seller/Checker at the rate of \$9.80 per hour to be paid from the Beach Badge Salary & Wage effective May 9, 2014.

Roxanne Callahan

**MISCELLANEOUS**

Hire the following employee as a full-time Seasonal Clerk 1 at the rate of \$20.00 per hour to be paid from Transportation Services Salary & Wage effective May 9, 2014.

Richard Scott Snyder

**POLICE**

Approve the hiring and attendance of the following employees to the Beach Haven Satellite Police Academy to become a Class 1 Special Law Enforcement Officers at the minimum wage rate of \$8.25 per hour to be paid from the Police Salary & Wage effective May 9, 014.

Zeffen J. Bazerque

Robert E. Engel

Matthew T. Melega

John F. Reed

Brittany Royer

Keith R. Smith

Remy Walsh

Resolution 14-0509.05: Authorize the execution of a grant for Section 306 Coastal Zone Management by Allison Iannacone, Planner from Owen, Little & Associates on behalf of Long Beach Township, \$15,000.00

**RESOLUTION AUTHORIZING ALLISON IANNAZONE, PLANNER WITH OWEN LITTLE ASSOCIATES, TOWNSHIP ENGINEER, TO EXECUTE A COASTAL ZONE MANAGEMENT CONTRACT GRANT AGREEMENT FOR THE TOWNSHIP OF LONG BEACH**

**WHEREAS**, the New Jersey Department of Environmental Protection Land Use Management Division of Coastal and Land Use Planning, has authorized a grant agreement for Long Beach Township for Section 306 Coastal Zone Management (CZM) Contract Grant Agreement, CP14-022 and has designated that Allison Iannacone, Planner with Owen, Little & Associates, Inc. (Municipal Engineers) execute said Agreement between Long Beach Township and the State of New Jersey Department of Environmental Protection (DEP).

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach hereby authorize Allison Iannacone, Planner with Owen, Little & Associates, Inc. (Municipal Engineers) the CAM Contract Grant Agreement between Long Beach Township and the State of New Jersey Department of Environmental Protection (DEP).

MOVED: Lattanzi

SECONDED: Bayard

AND ADOPTED UPON THE FOLLOWING ROLL CALL:

AYES: Lattanzi, Bayard, Mancini

NAYES:

ABSTAIN:

Motion to approve Items 5 thru 9:

Motion: Lattanzi

Ayes: Lattanzi, Bayard, Mancini

Second: Bayard

Nays:

**LICENSES & PERMITS**

9. Resolution 14-0509.06: Authorize 2014 Motorized Ice Cream Vendor Licenses

**RESOLUTION 14-0509.06**

**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 2014.

<u>Vendor Name</u>	<u>Vendor ID Number</u>
Cold Waves	ICM 14-01
Surf Ice Cream	ICM 14-02
Bun Jim Ice Cream	ICM 14-03
Bayberry Ice Cream	ICM 14-04
Midlantic Vending	ICM 14-05
Ice Cream N Dreams	ICM 14-06
Francesca's Ice Cream	ICM 14-07
B & P Ice Cream LLC	ICM 14-08

10. Resolution 14-0509.07(a-c): Approve various Social Events Permits
- Private Party: East 47<sup>th</sup> St. on May 24<sup>th</sup> from 4 – 8pm
  - Wedding Reception: East 87<sup>th</sup> St. on June 15<sup>th</sup> from 2 –10pm
  - Private Party: East 87<sup>th</sup> St. on June 16<sup>th</sup> from 6 – 10pm

**RESOLUTION 14-0509.07(a)**

**WHEREAS**, in response to homeowners' requests for the following:

- Permission to close E. 47<sup>th</sup> Street, between Long Beach Blvd. and the alley, from 4:00 p.m. to 8:00 p.m. leaving a lane open for emergency vehicles on May 24, 2014 for a block party.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach does hereby grant permission for the above cited temporary closure as requested with provisions for a lane for emergency vehicles and flashing lights on barriers from dusk to close of event.

**RESOLUTION 14-0509.07(b)**

**WHEREAS**, in response to homeowners' requests for the following:

- Permission to close E. 87<sup>th</sup> Street, between Beach Ave. to the beach, from 7:00 p.m. to 10:00 p.m. leaving a lane open for emergency vehicles on June 15, 2014 for a wedding reception at 107 E. 87<sup>th</sup> Street.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach does hereby grant permission for the above cited temporary closure as requested with provisions for a lane for emergency vehicles and flashing lights on barriers from dusk to close of event.

**RESOLUTION 14-0509.07(c)**

**WHEREAS**, in response to homeowners' requests for the following:

- Permission to close E. 87<sup>th</sup> Street, between Beach Ave. to the beach, from 6:00 p.m. to 10:00 p.m. leaving a lane open for emergency vehicles on June 16, 2014 for a wedding "after party" at 107 E. 87<sup>th</sup> Street.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach does hereby grant permission for the above cited temporary closure as requested with provisions for a lane for emergency vehicles and flashing lights on barriers from dusk to close of event.

Motion to approve Items 10 & 11:

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

**CONTRACTS & AWARDS**

11. Resolution 14-0509.08: Authorize the execution of a Shared Service Agreement: Free Transportation System

**RESOLUTION 14-0509.08**

**RESOLUTION AUTHORIZING SHARED SERVICES AGREEMENT BETWEEN TOWNSHIP OF LONG BEACH, BOROUGH OF BARNEGAT LIGHT, BOROUGH OF BEACH HAVEN, BOROUGH OF HARVEY CEDARS, BOROUGH OF SHIP BOTTOM, AND BOROUGH OF SURF CITY TO CONTRIBUTE TO THE FUNDING OF THE TOWNSHIP OF LONG BEACH MUNICIPAL TRANSPORTATION SYSTEM**

**WHEREAS**, N.J.S.A. 40A:65-1, *et seq.*, and Section 111-3 of Ordinance 14-07 provides Township of Long Beach (hereinafter "Township") with certain authority to enter into shared service agreements with any other municipality or municipalities

to jointly operate, maintain, fund, and/or otherwise participate in the municipal transportation system created by Township by adoption of Ordinance 14-07; and

**WHEREAS**, Township has elected to authorize shared service agreements (hereinafter "Shared Services Agreements") with Borough of Barnegat Light (hereinafter "Barnegat Light"), Borough of Beach Haven (hereinafter "Beach Haven"), Borough of Harvey Cedars (hereinafter "Harvey Cedars"), Borough of Ship Bottom (hereinafter "Ship Bottom"), and/or Borough of Surf City (hereinafter "Surf City") (hereinafter collectively "Participating Municipalities") for their participation in the funding of the Municipal Transportation System; and

**WHEREAS**, pursuant to the Shared Services Agreements, which may be in the form of a single Shared Service Agreement or multiple Shared Service Agreements, Township shall direct that the Municipal Transportation System shall stop and pick up passengers within the Participating Municipalities that agree to enter into the Shared Service Agreements pursuant to the terms thereof, and Participating Municipalities shall each provide \$10,000.00 or a greater amount pursuant to the terms of the Shared Service Agreements annually in funding for the Municipal Transportation System to Township; and

**WHEREAS**, Participating Municipalities shall further participate in and enjoy the benefit of use of the Municipal Transportation System during declared emergencies and pursuant to "mutual aid" requests in accordance with the policies and procedures adopted by Township and may further use the Municipal Transportation System pursuant to the terms of the Shared Services Agreements and at discretion of Township; and

**WHEREAS**, the Shared Services Agreements shall comply with N.J.S.A. 40A:65-1 and Ordinance 14-07.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners at a regularly scheduled meeting this 9th day of May, 2014, that Commissioner Joseph Lattanzi shall be and is hereby authorized to negotiate and enter into the Shared Services Agreements with Participating Municipalities pursuant to the authorization granted by this resolution.

12. Resolution 14-0509.09(a&b): Authorize the extension of various contracts

a. SL MacIntyre Underground, LLC: Emergency W/S Repairs; 6/1/14 through 5/31/15

b. GP Jager & Assoc.: Constant Chlor Briquettes; 5/7/14 through 5/6/15

**RESOLUTION 14-0509.09(a)**

**RESOLUTION AUTHORIZING THE EXTENSION OF A CONTRACT TO PROVIDE EMERGENCY REPAIR SERVICES FOR THE LONG BEACH TOWNSHIP WATER AND SEWER SYSTEM IN THE TOWNSHIP OF LONG BEACH**

**WHEREAS**, pursuant to Resolution 13-0607.07(A) dated June 7, 2013, the Township entered into an agreement, effective 06/1/13 through 5/31/14, procured by competitive bid, with the following vendor:

SL MacIntyre Underground, LLC  
880 Route 9 North  
Parkertown, NJ 08087

**WHEREAS**, the said contract referred to specifications and fees and provided for a one-year option to extend the contract; and

**WHEREAS**, both parties have agreed to extend the contract for one year from June 1, 2014 through May 31, 2015 with a 2% cost increase, per bid specifications; and

**WHEREAS**, the Resolution shall be deemed to be the extension and any changes in the original contract shall be incorporated hereby and this Resolution shall serve as the written contract extension.

**NOW, THEREFORE BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach at their regularly scheduled meeting held Friday, May 9, 2014 that the aforesaid contract shall be and is hereby extended for a period of one (1) year pursuant to the terms and conditions stated herein.

**RESOLUTION 14-0509.09(b)**

**RESOLUTION AUTHORIZING THE EXTENSION OF A CONTRACT FOR THE PURCHASE OF CONSTANT CHLOR PLUS BRIQUETTES OR EQUIVALENT TO THE LONG BEACH TOWNSHIP WATER DEPARTMENT FOR THE TOWNSHIP OF LONG BEACH**



AMERICARES GRANT \$ 500.00

3. That one certified copy of this resolution shall be forwarded to the Director of the Division of Local Government Services, with one copy to the Township Auditor and the Township Treasurer.
14. Resolution 14-0509.11(a&b): Confirm the sale of bonds for various 2014 NJEIT Projects:
  - a. Drinking Water Project
  - b. Clean Water Project (Sewer)

**TOWNSHIP OF LONG BEACH, NEW JERSEY  
RESOLUTION NO. 14-0509.11(a)**

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**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE  
TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW  
JERSEY CONFIRMING THE DETAILS OF THE SALE OF THE  
TOWNSHIP'S GENERAL OBLIGATION BONDS, SERIES 2014A  
AND GENERAL OBLIGATION BONDS, SERIES 2014B TO THE  
NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST AND  
THE STATE OF NEW JERSEY, ACTING BY AND THROUGH THE  
NEW JERSEY DEPARTMENT OF ENVIRONMENTAL  
PROTECTION PURSUANT TO THE 2014 NEW JERSEY  
ENVIRONMENTAL INFRASTRUCTURE TRUST FINANCING  
PROGRAM**

---

**BACKGROUND**

**WHEREAS**, the Township of Long Beach, County of Ocean, New Jersey ("Township") has determined there exists a need for the removal and replacement of existing water mains ("2014 Project") as described in that certain Loan Agreement ("Trust Loan Agreement") to be entered into between the Township and the New Jersey Environmental Infrastructure Trust ("Trust") and that certain Loan Agreement ("Fund Loan Agreement"; together with the Trust Loan Agreement, the "Loan Agreements") to be entered into between the Township and the State of New Jersey, acting by and through the New Jersey Department of Environmental Protection ("State"), all pursuant to the 2014 New Jersey Environmental Infrastructure Trust Financing Program; and

**WHEREAS**, the Township has determined to finance the acquisition, construction, renovation and installation of the 2014 Project with the proceeds of a loan to be made by each of the Trust ("Trust Loan") and the State ("Fund Loan"; together with the Trust Loan, the "Loans") pursuant to the Trust Loan Agreement and the Fund Loan Agreement, respectively; and

**WHEREAS**, to evidence the Loans, each of the Trust and the State require the Township to authorize, execute and deliver its General Obligation Bonds, Series 2014A ("2014A Bonds"), and its General Obligation Bonds, Series 2014B ("2014B Bonds", together with the 2014A Bonds, the "2014 Bonds"), pursuant to the terms of applicable law and pursuant to the terms of the Loan Agreements; and

**WHEREAS**, pursuant to the Local Bond Law, constituting Chapter 169 of the Laws of the State of New Jersey the Board of Commissioners of the Township has, pursuant to Bond Ordinance No. 13-40, duly and finally adopted and published in accordance with the requirements of the Local Bond Law ("Bond Ordinance"), authorized the issuance of general obligation bonds or bond anticipation notes of the Township to finance the costs of the 2014 Project; and

**WHEREAS**, pursuant to a resolution adopted by the Board of Commissioners on January 24, 2014 ("Authorizing Resolution"), the Township authorized and approved the issuance and sale of up to \$3,600,000 of the 2014 Bonds of the Township, consisting of the Township's 2014A Bonds and 2014B Bonds, to finance the costs of the 2014 Project; and

**WHEREAS**, N.J.S.A. 40A:2-27(a)(2), allows for the sale of the 2014A Bonds and the 2014B Bonds to the Trust and the State, respectively, without any public offering, and N.J.S.A. 58:11B-9(a) allows for the sale of the 2014B Bonds to the Trust, without any public offering, all under the terms and conditions set forth herein; and

**WHEREAS**, the Trust has sold its bonds to fund the Trust Loan, thereby enabling the Township to confirm the exact aggregate principal amount of and debt service schedule for each series of the 2014 Bonds.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, PURSUANT TO THE**

**LOCAL BOND LAW (NOT LESS THAN TWO-THIRDS OF ALL THE MEMBERS THEREOF AFFIRMATIVELY CONCURRING), AS FOLLOWS:**

**Section 1.** The sale of the 2014A Bonds to the Trust and the 2014B Bonds to the State is hereby authorized, approved, ratified and confirmed. The 2014A Bonds shall be released from escrow in accordance with the terms of the escrow agreement between the Trust, the State, the escrow agent and the Township ("Escrow Agreement") and thereby issued in accordance with the principal amount, interest rates and maturity schedule set forth on Schedule "A" attached hereto and made a part hereof. The 2014B Bonds shall be released from escrow in accordance with the terms of the Escrow Agreement and thereby issued in accordance with the principal amount and maturity schedule set forth on Schedule "B" attached hereto and made a part hereof.

**Section 2.** All actions heretofore taken and documents prepared or executed by or on behalf of the Township by the Mayor, Chief Financial Officer, Municipal Clerk, other Township officials or by the Township's professional advisors, in connection with the issuance and sale of the 2014 Bonds or the 2014 Project are hereby ratified, confirmed, approved and adopted.

**Section 3.** The Mayor, Chief Financial Officer or Municipal Clerk are each hereby authorized to determine all matters and execute all documents and instruments in connection with the 2014 Bonds or the 2014 Project not determined or otherwise directed to be executed by the Local Bond Law, the Bond Ordinance, or by this or any subsequent resolution, and the signature of the Mayor, Chief Financial Officer or Municipal Clerk on such documents or instruments shall be conclusive as to such determinations.

**Section 4.** All resolutions, or parts thereof, inconsistent herewith or with the Authorizing Resolution, are hereby rescinded and repealed to the extent of any such inconsistency.

**Section 5.** This resolution shall take effect immediately upon adoption this 9th day of May, 2014.

**TOWNSHIP OF LONG BEACH, NEW JERSEY  
RESOLUTION NO.14-0509.11(b)**

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**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY CONFIRMING THE DETAILS OF THE SALE OF THE TOWNSHIP'S GENERAL OBLIGATION BONDS, SERIES 2014C AND GENERAL OBLIGATION BONDS, SERIES 2014D TO THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST AND THE STATE OF NEW JERSEY, ACTING BY AND THROUGH THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION PURSUANT TO THE 2014 NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST FINANCING PROGRAM**

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**BACKGROUND**

**WHEREAS**, the Township of Long Beach, County of Ocean, New Jersey ("Township") has determined there exists a need for the removal and replacement of sanitary sewer mains beneath various streets in the Township and the construction of a salt dome and non-polluting retaining wall along the bay front within the Township's public works yard (collectively, the "2014 Project") as described in that certain Loan Agreement ("Trust Loan Agreement") to be entered into between the Township and the New Jersey Environmental Infrastructure Trust ("Trust") and that certain Loan Agreement ("Fund Loan Agreement"; together with the Trust Loan Agreement, the "Loan Agreements") to be entered into between the Township and the State of New Jersey, acting by and through the New Jersey Department of Environmental Protection ("State"), all pursuant to the 2014 New Jersey Environmental Infrastructure Trust Financing Program; and

**WHEREAS**, the Township has determined to finance the acquisition, construction, renovation and installation of the 2014 Project with the proceeds of a loan to be made by each of the Trust ("Trust Loan") and the State ("Fund Loan"; together with the Trust Loan, the "Loans") pursuant to the Trust Loan Agreement and the Fund Loan Agreement, respectively; and

**WHEREAS**, to evidence the Loans, each of the Trust and the State require the Township to authorize, execute and deliver its General Obligation Bonds, Series

2014C, ("2014C Bonds"), and its General Obligation Bonds, Series 2014D ("2014D Bonds", together with the 2014C Bonds, the "2014 Bonds"), pursuant to the terms of applicable law and pursuant to the terms of the Loan Agreements; and

**WHEREAS**, pursuant to the Local Bond Law, constituting Chapter 169 of the Laws of the State of New Jersey the Board of Commissioners of the Township has, pursuant to Bond Ordinance Nos. 12-20 and 13-41, each duly and finally adopted and published in accordance with the requirements of the Local Bond Law (collectively, the "Bond Ordinances"), authorized the issuance of general obligation bonds or bond anticipation notes of the Township to finance the costs of the 2014 Project; and

**WHEREAS**, pursuant to two (2) resolutions adopted by the Board of Commissioners on January 24, 2014 (collectively, the "Authorizing Resolution"), the Township authorized and approved the issuance and sale of up to \$3,940,000 of the 2014 Bonds of the Township, consisting of the Township's 2014C Bonds and 2014D Bonds, to finance the costs of the 2014 Project; and

**WHEREAS**, N.J.S.A. 40A:2-27(a)(2), allows for the sale of the 2014C Bonds and the 2014D Bonds to the Trust and the State, respectively, without any public offering, and N.J.S.A. 58:11B-9(a) allows for the sale of the 2014D Bonds to the Trust, without any public offering, all under the terms and conditions set forth herein; and

**WHEREAS**, the Trust has sold its bonds to fund the Trust Loan, thereby enabling the Township to confirm the exact aggregate principal amount of and debt service schedule for each series of the 2014 Bonds.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, PURSUANT TO THE LOCAL BOND LAW (NOT LESS THAN TWO-THIRDS OF ALL THE MEMBERS THEREOF AFFIRMATIVELY CONCURRING), AS FOLLOWS:**

**Section 1.** The sale of the 2014C Bonds to the Trust and the 2014D Bonds to the State is hereby authorized, approved, ratified and confirmed. The 2014C Bonds shall be released from escrow in accordance with the terms of the escrow agreement between the Trust, the State, the escrow agent and the Township ("Escrow Agreement") and thereby issued in accordance with the principal amount, interest rates and maturity schedule set forth on Schedule "A" attached hereto and made a part hereof. The 2014D Bonds shall be issued in accordance with the principal amount and maturity schedule set forth on Schedule "B" attached hereto and made a part hereof.

**Section 2.** All actions heretofore taken and documents prepared or executed by or on behalf of the Township by the Mayor, Chief Financial Officer, Municipal Clerk, other Township officials or by the Township's professional advisors, in connection with the issuance and sale of the 2014 Bonds or the 2014 Project are hereby ratified, confirmed, approved and adopted.

**Section 3.** The Mayor, Chief Financial Officer or Municipal Clerk are each hereby authorized to determine all matters and execute all documents and instruments in connection with the 2014 Bonds or the 2014 Project not determined or otherwise directed to be executed by the Local Bond Law, the Bond Ordinances, or by this or any subsequent resolution, and the signature of the Mayor, Chief Financial Officer or Municipal Clerk on such documents or instruments shall be conclusive as to such determinations.

**Section 4.** All resolutions, or parts thereof, inconsistent herewith or with the Authorizing Resolution, are hereby rescinded and repealed to the extent of any such inconsistency.

**Section 5.** This resolution shall take effect immediately upon adoption this 9th day of May, 2014.

Recorded Vote

<u>AYE</u>	<u>NO</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Lattanzi			
Bayard			
Mancini			

The foregoing is a true copy of a resolution adopted by the Board of Commissioners on May 9, 2014.

15. Resolution 14-0509.12: Authorize the issuance and sale of General Obligation (\$3,992,000) and Refunding (\$1,450,000) Bonds

**TOWNSHIP OF LONG BEACH, NEW JERSEY  
RESOLUTION 14-0509.12**

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**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY AUTHORIZING THE ISSUANCE AND SALE OF UP TO: (i) \$3,992,000 OF GENERAL OBLIGATION BONDS; AND (ii) \$1,450,000 OF GENERAL OBLIGATION REFUNDING BONDS, OF THE TOWNSHIP OF LONG BEACH; MAKING CERTAIN TAX COVENANTS; AND AUTHORIZING SUCH FURTHER ACTIONS AND MAKING SUCH DETERMINATIONS AS MAY BE NECESSARY OR APPROPRIATE TO EFFECTUATE THE ISSUANCE AND SALE OF EACH SERIES OF THE BONDS**

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**BACKGROUND**

**WHEREAS**, pursuant to the Local Bond Law, Chapter 169 of the Laws of 1960 of the State of New Jersey, as amended and supplemented ("Local Bond Law"), the Board of Commissioners of the Township of Long Beach, County of Ocean, New Jersey ("Township"), has, pursuant to Bond Ordinances 05-26, 07-04, 07-07, 07-29, 07-30, 07-34, 08-03, 08-11, 08-12, 08-13, 08-15, 08-16, 08-18, 09-18, 09-19, 09-20, 09-21, 10-16, 11-26, 11-27, 11-32, 12-28, 13-15, 13-16, 13-17 and 13-18, each duly and finally adopted and published in accordance with the requirements of Local Bond Law (collectively, the "Bond Ordinances"), authorized the issuance of general obligation bonds or bond anticipation notes of the Township to finance the costs of various capital improvements set forth in and authorized by the Bond Ordinances, all as more particularly described in Exhibit "A" attached hereto and made a part hereof; and

**WHEREAS**, on March 25, 2014, the Township issued its bond anticipation notes of 2014, Series B, in the principal amount of \$3,626,350 ("Prior Notes"), to temporarily finance the costs of the improvements authorized by Bond Ordinances 05-26, 07-04, 07-07, 07-29, 07-30, 07-34, 08-03, 08-11, 08-12, 08-13, 08-15, 08-16, 08-18, 09-18, 09-19, 09-20, 09-21, 10-16, 11-26, 11-27, 11-32 and 12-28 ("Prior Improvements"); and

**WHEREAS**, the Prior Notes mature on May 30, 2014; and

**WHEREAS**, the Township has not yet issued any of its obligations to finance the costs of certain other improvements authorized by Bond Ordinances 13-15, 13-16, 13-17 and 13-18 ("New Improvements"; together with Prior Improvements, the "Improvements"); and

**WHEREAS**, it is the desire of the Township to issue its general obligation bonds in the aggregate principal amount of up to \$3,992,000 to: (i) permanently finance the Prior Notes at maturity; (ii) permanently finance the New Improvements, for which obligations have been authorized, but not issued; and (iii) pay certain costs and expenses incidental to the issuance and delivery of such bonds (collectively, the "Improvement Project"); and

**WHEREAS**, on December 10, 2003, the Township issued its General Obligation Bonds, Series 2003, dated December 1, 2003, in the aggregate principal amount of \$3,500,000, bearing interest at rates ranging from 3.000% to 3.950% per annum ("2003 Bonds"); and

**WHEREAS**, a portion of the 2003 Bonds in the aggregate principal amount of \$1,430,000, maturing on December 1 in the years 2014 through 2018, both inclusive (collectively, the "2003 Callable Bonds"), are, at the option of the Township, subject to redemption prior to maturity in whole or in part on any date on or after December 1, 2013 at a redemption price equal to 100% of the 2003 Callable Bonds to be redeemed, plus accrued interest thereon; and

**WHEREAS**, as a result of the low interest rates prevailing in the municipal bond market, the Township has the opportunity to economically refinance up to all of the 2003 Callable Bonds; and

**WHEREAS, on April 15, 2014, the Board of Commissioners of the Township, pursuant to N.J.S.A. 40A:2-52, introduced an ordinance entitled, "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" ("Refunding Bond Ordinance"); and**

**WHEREAS**, on April 25, 2014, the Board of Commissioners, after a public hearing, finally adopted the Refunding Bond Ordinance; and

**WHEREAS**, pursuant to the Refunding Bond Ordinance, the Township is authorized to issue its general obligation refunding bonds, in one or more series, in the aggregate principal amount of up to \$1,500,000 to: (i) currently refund and redeem up to all of the 2003 Callable Bonds; and (ii) pay the costs and expenses incidental to the issuance and sale of such bonds (collectively, the "Refunding Project"); and

**WHEREAS**, it is the intent of the Board of Commissioners hereby to: (i) authorize and approve the preparation and distribution of offering documents in connection with the issuance and sale of general obligation and general obligation refunding bonds; (ii) authorize and approve the issuance, sale and award of the general obligation and general obligation refunding bonds to finance the costs of the Improvement Project and the Refunding Project, respectively; (iii) to ratify and confirm certain actions heretofore taken by or on behalf of the Township; and (iv) authorize the Mayor, Chief Financial Officer and Municipal Clerk to make certain related determinations and covenants and take certain actions in connection therewith.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, PURSUANT TO THE LOCAL BOND LAW (NOT LESS THAN TWO-THIRDS OF ALL THE MEMBERS THEREOF AFFIRMATIVELY CONCURRING), AS FOLLOWS:**

**Section 1.** Pursuant to the Local Bond Law and the Bond Ordinances, the issuance and sale of negotiable general obligation bonds of the Township, to be designated substantially "Township of Long Beach, County of Ocean, New Jersey, General Obligation Bonds, Series 2014 E" ("General Obligation Bonds"), in an aggregate principal amount of up to \$3,992,000 for the Improvement Project is hereby authorized and approved.

**Section 2.** Pursuant to the Local Bond Law and the Refunding Bond Ordinance, the issuance of negotiable general obligation refunding bonds of the Township to be designated, substantially, "Township of Long Beach, County of Ocean, New Jersey, General Obligation Refunding Bonds, Series 2014 F" ("General Obligation Refunding Bonds"; together with the General Obligation Bonds, the "Bonds"), in the aggregate principal amount of up to \$1,500,000 for the Refunding Project is hereby authorized, approved, ratified and confirmed.

**Section 3.** The General Obligation Bonds shall be dated their date of issuance and shall mature on March 1 in the years and amounts set forth below.

Year	Principal Amount	Year	Principal Amount
2015	\$185,000	2022	\$355,000
2016	200,000	2023	355,000
2017	200,000	2024	355,000
2018	200,000	2025	360,000
2019	350,000	2026	370,000
2020	350,000	2027	362,000
2021	350,000		

The term of the General Obligation Bonds is equal to or less than the average period of usefulness of the Improvements being financed through the issuance of such General Obligation Bonds. Interest on the General Obligation Bonds shall be payable initially on March 1, 2015 and on September 1 and March 1 in each year thereafter until maturity or earlier redemption.

The Chief Financial Officer is hereby authorized to revise the maturity schedule set forth above with respect to the General Obligation Bonds if, in the opinion of the professional advisors to the Township, market conditions so warrant, all in accordance with the Local Bond Law. If the maturity schedule set forth above is revised, the Chief Financial Officer is hereby authorized to revise: (i) the maturity dates for the payment of the principal of the General Obligation Bonds; and; (ii) the dates upon which the payment of interest on the General Obligation Bonds shall be made, all in accordance with the Local Bond Law.

**Section 4.** The General Obligation Bonds maturing on and after March 1, 2023 shall be subject to redemption prior to their stated maturity dates at the option of the

Township, upon notice as set forth below, as a whole or in part (and, if in part, such maturities as the Township shall determine and within any such maturity by lot) on any date on and after March 1, 2022, at a redemption price equal to 100% of the principal amount of General Obligation Bonds to be redeemed, plus accrued interest to the redemption date.

If the maturity schedule for the General Obligation Bonds set forth in Section 3 hereof is revised, the Chief Financial Officer is hereby authorized to revise the dates upon which the General Obligation Bonds shall be subject to redemption, all in accordance with the Local Bond Law.

**Section 5.** Notice of redemption for the General Obligation Bonds shall be given by mailing first class mail in a sealed envelope with postage pre-paid not less than thirty (30) days nor more than sixty (60) days prior to the redemption date to the owner of every General Obligation Bond of which all or a portion is to be redeemed at his or her last address, if any, appearing on the registration books of the Paying Agent (hereinafter defined). So long as the General Obligation Bonds are issued in book-entry-only form, all notices of redemption will be sent only to the Securities Depository (hereinafter defined) and not be sent to the beneficial owners of the General Obligation Bonds. Failure of an owner of the General Obligation Bonds to receive such notice or of the Securities Depository to advise any participant or any failure of a participant to notify any beneficial owner of the General Obligation Bonds shall not affect the validity of any proceedings for the redemption of the General Obligation Bonds. Such notice shall specify: (i) the series and maturity of the General Obligation Bonds to be redeemed; (ii) the redemption date and the place or places where amounts that are due and payable upon such redemption will be payable; (iii) if less than all of the General Obligation Bonds are to be redeemed, the letters and numbers or other distinguishing marks of the General Obligation Bonds to be redeemed; (iv) in the case of a General Obligation Bond to be redeemed in part only, the portion of the principal amount thereof to be redeemed; (v) that on the redemption date there shall become due and payable with respect to each General Obligation Bond or portion thereof to be redeemed the redemption price; and (vi) that from and after the redemption date interest on such General Obligation Bonds or portion thereof to be redeemed shall cease to accrue and be payable.

**Section 6.** The General Obligation Refunding Bonds shall be dated their date of issuance and shall mature on December 1 in the years and amounts set forth below.

Year	<b>Principal</b>	Year	<b>Principal</b>
2014	\$260,000	2017	\$300,000
2015	290,000	2018	300,000
2016	300,000		

Interest on the General Obligation Refunding Bonds shall be payable initially on December 1, 2014 and on June 1 and December 1 in each year thereafter until maturity. The General Obligation Refunding Bonds shall not be subject to redemption prior to their stated maturity dates.

The Chief Financial Officer is hereby authorized to revise the maturity schedule set forth above with respect to the General Obligation Refunding Bonds if, in the opinion of the professional advisors to the Township, market conditions so warrant, all in accordance with the Local Bond Law. If the maturity schedule set forth above is revised, the Chief Financial Officer is hereby authorized to revise: (i) the maturity dates for the payment of the principal of the General Obligation Refunding Bonds; and; (ii) the dates upon which the payment of interest on the General Obligation Refunding Bonds shall be made, all in accordance with the Local Bond Law.

**Section 7.** Pursuant to *N.J.S.A. 40A:2-34* and *59*, respectively, the Chief Financial Officer is hereby authorized and directed to sell and award each series of the Bonds at one or more public sales. Each public sale of the Bonds shall be in accordance with the provisions of *N.J.S.A. 40A:2-27*, *30* and *32*, and the advertised terms of such public sale. If necessary or desirable, the Chief Financial Officer is hereby authorized to postpone, from time to time, the date and time established for receipt of bids for the sale of the Bonds in accordance with the Local Bond Law. If any date fixed for receipt of bids and the sale of the Bonds is postponed, the Chief Financial Officer is hereby authorized to announce an alternative sale date at least forty-eight (48) hours prior to such alternative sale date. The Chief Financial Officer is hereby authorized and directed to cause one or more summary notices of sale and notices of sale for each series of the Bonds to be prepared and published in accordance with *N.J.S.A. 40A:2-30* and *31*. At the next meeting of the Board of Commissioners after the public sale and award of each

series of the Bonds, the Chief Financial Officer shall report, in writing, to the Board of Commissioners the respective principal amounts, the respective rate or rates of interest, the respective maturity dates, and the respective dates upon which interest on each series of the Bonds shall be payable.

**Section 8.** The utilization of i-Deal LLC, New York, New York, to provide electronic bidding services to the Township in connection with the competitive, public sale or sales of the Bonds ("Bidding Agent") through the use of the Bidding Agent's BiDCOMP/PARITY auction system, pursuant to the Local Bond Law and the regulations promulgated thereunder, is hereby authorized, approved, ratified and confirmed.

**Section 9.** The Bonds will be issued in fully registered book-entry only form. One certificate for each series of the Bonds shall be issued for the aggregate principal amount of each maturity for each series of the Bonds maturing in each year. Both the principal of and interest on the Bonds will be payable in lawful money of the United States of America. Each certificate will be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York ("DTC"), which will act as securities depository ("Securities Depository"). The certificates will be on deposit with DTC. DTC will be responsible for maintaining a book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants will be responsible for maintaining records recording the beneficial ownership interests in the Bonds on behalf of individual purchasers. Individual purchases may be made in the principal amount of \$5,000 through book-entries made on the books and the records of DTC and its participants. The principal of and interest on the Bonds will be paid to DTC by the Paying Agent on the respective maturity dates and due dates and will be credited on the respective maturity dates and due dates to the participants of DTC as listed on the records of DTC as of fifteenth (15<sup>th</sup>) day of the calendar month immediately preceding an Interest Payment Date or the first (1<sup>st</sup>) day of the calendar month containing an Interest Payment Date, as applicable (collectively, the "Record Dates" for the Bonds). The Bonds will each be executed on behalf of the Township by the manual or facsimile signatures of the Mayor and Chief Financial Officer, attested by the Municipal Clerk (such execution shall constitute conclusive approval by the Township of the form of the Bonds), and shall bear the affixed, imprinted or reproduced seal of the Township thereon.

**Section 10.** The Township is hereby authorized to make representations and warranties, to enter into agreements and to make all arrangements with DTC, as may be necessary in order to provide that the Bonds will be eligible for deposit with DTC and to satisfy any obligation undertaken in connection therewith.

**Section 11.** In the event that DTC may determine to discontinue providing its service with respect to the Bonds or is removed by the Township and if no successor Securities Depository is appointed, the Bonds which were previously issued in book-entry form shall be converted to Registered Bonds in denominations of \$5,000, or any integral multiple thereof ("Registered Bonds"). The beneficial owner under the book-entry system, upon registration of the Bonds held in beneficial owner's name, will become the registered owner of the Registered Bonds. The Township shall be obligated to provide for the execution and delivery of the Registered Bonds in certified form.

**Section 12.** The Chief Financial Officer is hereby authorized to engage the services of a qualified financial institution to serve as paying agent ("Paying Agent") and/or Dissemination Agent ("Dissemination Agent") for the Bonds. The Chief Financial Officer is hereby authorized to execute and deliver an agreement with the Paying Agent and/or Dissemination Agent.

**Section 13.** The preparation of one or more preliminary official statements (each a "Preliminary Official Statement") relating to each series of the Bonds, or the Bonds collectively, and the distribution (by electronic and/or physical means) of said Preliminary Official Statement to prospective purchasers of the Bonds and others having an interest therein, are hereby authorized and directed. The Mayor, Chief Financial Officer and Municipal Clerk are each hereby authorized to deem the Preliminary Official Statement "final", as contemplated by paragraph (b)(1) of Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934, as amended ("Rule 15c2-12").

**Section 14.** The appointment of McElwee & Quinn, LLC, Cherry Hill, New Jersey ("Printer"), to provide electronic and/or physical dissemination of the Preliminary Official Statement and Official Statement (hereinafter defined) is hereby authorized, approved, ratified and confirmed. The Chief Financial Officer of the Township is hereby

authorized and directed to enter into an agreement with Printer for the services to be provided.

**Section 15.** The preparation of one or more final official statements (each an "Official Statement") with respect to the Bonds is hereby authorized and directed. Within seven (7) business days of the sale of the Bonds and in sufficient time to accompany any confirmation that requests payment from a customer, the Township will deliver sufficient copies of the Official Statement to the purchaser of the Bonds in order for the same to comply with Paragraph (b)(4) of Rule 15c2-12. The Mayor, Chief Financial Officer and Municipal Clerk are each hereby authorized to execute the Official Statement, and the distribution thereof to purchasers and others is hereby authorized and directed. The execution of the final Official Statement by the Mayor, Chief Financial Officer or Municipal Clerk shall constitute conclusive evidence of approval by the Township of the changes therein from the Preliminary Official Statement. The Mayor, Chief Financial Officer and Municipal Clerk are each hereby authorized to approve any amendments of or supplements to the Official Statement.

**Section 16.** The Bonds shall be general obligations of the Township. The full faith and credit of the Township are irrevocably pledged to the punctual payment of the principal of and interest on the Bonds and, to the extent payment is not otherwise provided, the Township shall levy *ad valorem* taxes on all taxable real property without limitation as to rate or amount for the payment thereof.

**Section 17.** In order to assist the underwriters of the Bonds in complying with the secondary market disclosure requirements of Rule 15c2-12, the Mayor, Chief Financial Officer and Municipal Clerk are each hereby authorized to execute on behalf of the Township before the issuance of the Bonds an agreement or agreements with the Dissemination Agent, providing for the preparation and filing of the necessary reports in accordance with Rule 15c2-12.

**Section 18.** The Chief Financial Officer is hereby authorized and directed to engage the services of a qualified financial institution to serve as escrow agent ("Escrow Agent") for the Refunded Bonds (hereinafter defined). The Chief Financial Officer is hereby authorized to execute and deliver an agreement with the Escrow Agent for the services to be provided.

**Section 19.** The Escrow Agent is hereby authorized, if so directed by the Township, to redeem the Callable Bonds on their first call date, at a redemption price equal to 100% of the Callable Bonds to be redeemed, plus interest accrued to the redemption date ("Refunded Bonds"). The Escrow Agent shall mail any required notice of redemption as set forth in the Refunded Bonds and in the Escrow Deposit Agreement (hereinafter mentioned) by and between the Township and the Escrow Agent.

**Section 20.** To provide for the redemption of the Refunded Bonds as set forth in Section 19 above, the Mayor, Chief Financial Officer and Municipal Clerk are each hereby authorized to execute and deliver an Escrow Deposit Agreement ("Escrow Deposit Agreement") on behalf of the Township and to make the deposit of moneys and investments specified therein ("Escrow Investments").

**Section 21.** The Chief Financial Officer is hereby authorized to engage the services of a verification agent ("Verification Agent") to verify the mathematical accuracy of certain computations made by the purchaser of the General Obligation Refunding Bonds regarding: (i) the adequacy of the maturing principal of and interest on the Escrow Investments to pay the Refunded Bonds as set forth in the Escrow Deposit Agreement; and (ii) the yields on the Refunding Bonds and the Escrow Investments, is hereby authorized, approved, ratified and confirmed. The Mayor, Chief Financial Officer and Municipal Clerk are each hereby authorized to enter into an agreement with the Verification Agent for the services to be provided.

**Section 22.** The Township hereby covenants that it will not make any use of the proceeds of the Bonds or do or suffer any other action that would cause: (i) the Bonds to be "arbitrage bonds" as such term is defined in Section 148(a) of the Internal Revenue Code of 1986, as amended ("Code") and the Income Tax Regulations promulgated thereunder; (ii) the interest on the Bonds to be included in the gross income of the owners thereof for federal income taxation purposes; or (iii) the interest on the Bonds to be treated as an item of tax preference under Section 57(a)(5) of the Code.

**Section 23.** The Township hereby covenants as follows: (i) it shall timely file such information report or reports as may be required by Sections 148(f) and 149(e) of the

Code; and (ii) it shall take no action that would cause the Bonds to be "federally guaranteed" within the meaning of Section 149(b) of the Code.

**Section 24.** To the extent not otherwise exempt, the Township hereby covenants that it shall make, or cause to be made, the rebate required by Section 148(f) of the Code in the manner described in Treasury Regulation Sections 1.148-1 through 1.148-11, 1.149(b)-1, 1.149(d)-1, 1.149(g)-1, 1.150-1 and 1.150-2, as such regulations and statutory provisions may be modified insofar as they apply to the Bonds.

**Section 25.** The Township hereby designates the Bonds as "qualified tax-exempt obligations" as defined in and for the purposes of Section 265(b)(3) of the Code. For purposes of this designation, the Township hereby represents that: (i) during the period from January 1, 2014 through and including the date hereof, the Township has not issued tax-exempt obligations in an amount which, when added to the aggregate principal amount of the Bonds, exceeds \$10,000,000; (ii) during the period from January 1, 2014 through and including the date hereof, the Township has not designated as "qualified tax-exempt obligations" bonds or other tax-exempt obligations in an amount which, when added to the aggregate principal amount of the Bonds, exceeds \$10,000,000; and (iii) it reasonably anticipates that the amount of tax-exempt obligations to be issued by the Township during the period from January 1, 2014 to December 31, 2014, and the amount of obligations designated as "qualified tax-exempt obligations" by it, will not exceed \$10,000,000 when added to the aggregate principal amount of the Bonds.

For purposes of this Section 25, the following obligations are not taken into account in determining the aggregate principal amount of tax-exempt obligations issued by the Township: (i) a private activity bond as defined in Section 141 of the Code (other than a qualified 501(c)(3) bond, as defined in Section 145 of the Code); and (ii) any obligation issued to refund any other tax-exempt obligation (other than to advance refund within the meaning of Section 149(d)(5) of the Code) as provided in Section 265(b)(3)(c) of the Code.

**Section 26.** The Township hereby covenants as follows: (i) it has not abandoned, sold or otherwise disposed of any facility, equipment or improvement (except through normal retirement) financed directly or indirectly with the proceeds of the Callable Bonds; (ii) it does not intend to, during the term that the General Obligation Refunding Bonds are outstanding, abandon, sell or otherwise dispose of any facility, equipment or improvement (except through normal retirement) financed directly or indirectly with the proceeds of the Callable Bonds; (iii) it shall timely file with the Ogden, Utah Service Center of the Internal Revenue Service, such information report or reports as may be required by Section 148(f) and 149(e) of the Code; (iv) it shall take no action that would cause the General Obligation Refunding Bonds to be "federally guaranteed" within the meaning of Section 149(b) of the Code; (v) it will not employ a device in connection with the issuance by it of the General Obligation Refunding Bonds which will enable it to obtain a material financial advantage (based on arbitrage) apart from the savings that may be realized as a result of the lower interest rates on the General Obligation Refunding Bonds than on the Callable Bonds; (vi) the amount of "excess gross proceeds", as such term is defined in Income Tax Regulation §1.148-10(c)(2), of the General Obligation Refunding Bonds will not exceed one percent (1%) of the proceeds received from the sale thereof; and (vii) it shall make, or cause to be made, the rebate required by Section 148(f) of the Code in the manner described in Regulation §1.148-0 through 1.148-11, 1.149(b)-1 and 1.149(i)-1, 1.149(g)-1, 1.150-1 and 1.150-2 as such regulations and statutory provisions may be modified insofar as they apply to the General Obligation Refunding Bonds.

**Section 27.** Application to Standard & Poor's Ratings Services, a Standard & Poor's Financial Services LLC business, for a rating of the Bonds, and the furnishing of certain information concerning the Township and the Bonds, for the purpose of qualifying the Bonds for municipal bond insurance, are hereby authorized, ratified, confirmed and approved.

**Section 28.** The Mayor, Chief Financial Officer and Municipal Clerk are each hereby authorized to pay the costs associated with the issuance of the Bonds.

**Section 29.** All actions heretofore taken and documents prepared or executed by or on behalf of the Township by the Mayor, Chief Financial Officer, Municipal Clerk, other Township officials or by the Township's professional advisors, in connection with the issuance and sale of the Bonds are hereby ratified, confirmed, approved and adopted.

**Section 30.** The Mayor, Chief Financial Officer and Municipal Clerk are each hereby authorized to determine all matters and execute all documents and instruments in connection with the Bonds not determined or otherwise directed to be executed by the Local Bond Law, the Bond Ordinances, the Refunding Bond Ordinance or by this or any subsequent resolution, and the signatures of the Mayor, Chief Financial Officer or Municipal Clerk on such documents or instruments shall be conclusive as to such determinations.

**Section 31.** All other resolutions authorizing the issuance and sale of the Bonds inconsistent herewith are hereby rescinded and repealed to the extent of any such inconsistency.

**Section 32.** This resolution shall take effect immediately upon adoption this 9th day of May, 2014.

16. Resolution 14-0509.13: Approve an update to the Cash Management Plan  
**RESOLUTION 14-0509.13**

**BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach, County of Ocean that for the year 2014, the following shall serve as the cash management plan of the Township of Long Beach.

The Chief Financial Officer is directed to use this cash management plan as the guide in depositing and investing the Township of Long Beach funds. The following Government Unit Deposit Protection Act (GUDPA) approved banks are authorized depositories for deposit of funds.

<b>SHORE COMMUNITY BANK</b>	<b>BANK OF NEW YORK</b>
<b>BANK OF AMERICA</b>	<b>OCEAN FIRST BANK</b>
<b>SOVEREIGN BANK</b>	<b>TD BANK</b>
<b>SUN NATIONAL BANK</b>	<b>FULTON BANK</b>
<b>PNC BANK</b>	

All warrants or checks for the disbursement of money shall be made by any three (3) of the following officials and facsimile signatures may be used.

<b>MAYOR JOSEPH H MANCINI</b>	<b>ELIZABETH JONES</b>
<b>COMMISSIONER JOSEPH P LATTANZI</b>	<b>DEBORAH HAMPLE</b>
<b>COMMISSIONER RALPH H BAYARD</b>	<b>CHRISTOPHER CONNORS</b>

The Chief Financial Officer and/or Assistant Financial Officer are empowered to invest cash funds as bank balances will allow from time to time in order to realize a revenue. The above stated officers are authorized to transfer funds electronically for the purpose of investments and payroll only.

The following are authorized as suitable investments:

- Interest-bearing bank accounts in banks as authorized above for deposit of local unit funds (GUDPA approved).
- Certificates of deposit in GUDPA approved banking institutions.
- Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America. This includes instruments such as Treasury Bills, Notes and Bonds.
- Government money market mutual funds that comply with N.J.S.A. 40A:5-15.1(e).
- Any federal agency or instrumentality obligation authorized by Congress that matures within 397 days from the date of purchase, and has a fixed rate of interest not dependent on any index or external factors.
- Bonds or other obligations of the local unit or school district of which the Town is a part.
- Any other obligations with maturities not exceeding 397 days, as permitted by the State Division of Investments.
- Local government investment pools which comply with N.J.S.A. 40A:5-15.1 (e) and conditions set by the Division of Local Government Services.
- New Jersey Cash Management Fund.
- Repurchase agreements (repos) of fully collateralized securities which comply with N.J.S.A. 40A:5-15.1(e).
- New Jersey Asset & Rebate Management Program.
- New Jersey CLASS

There are no approved security broker/dealers. In the event that a security broker/dealer should be approved during the year, the registered principal of said brokerage firms approved shall be provided with and sign an acknowledgement that they have seen and reviewed the cash management plan. Each month, the Chief Financial Officer shall prepare a report for the Governing Body that consists of the following in accordance with NJSA 40A:5-15.2:



**WHEREAS**, Payroll Department has certified and submitted a request for approval of Township payroll in the amount of \$393,826.18 .

**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 \$11,698,148.94 be and the same are hereby authorized to be paid on Friday, May 9, 2014.

2. The said approved payroll amounting to the sum of \$ 393,826.18 be and the same are hereby authorized to be paid on Friday, May 9, 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 14 thru 19:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

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

#### COMMISSIONERS' REPORTS

**Commissioner Lattanzi** explained the pink ribbons placed around the Township were for Breast Cancer Awareness Month. "Paint the Town Pink"

**Commissioner Lattanzi** also explained the Township's bond rating from Standard & Poors has been upgraded to AA+, noting most towns went down due to Superstorm Sandy.

**Commissioner Lattanzi** reported that the free trolley buses should be starting in two weeks. He noted the first bus was ready and in the front of the municipal parking lot.

**Commissioner Bayard** reported that various Public Works projects were underway. Commissioner Bayard announced the Rainbarrel was installed in front of the municipal building and would be used to water the flowers on the municipal grounds.

**Mayor Mancini** announced the next meeting of the Board of Commissioners would take place on Friday, May 23, 2014 at 4:00 p.m. at which time public hearings will be held for Ordinances 14-15C, 14-16 and 14-17.

**Mayor Mancini** also announced the next regular meeting of the Land Use Board would be held on Wednesday, May 14, 2014 at 7:00 p.m. in the Multi Purpose Room.

**Mayor Mancini** read the Police Report:

- 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 would be completed by the Ocean County Road Department. They would also be monitoring traffic lights and making repairs if necessary.
- The Beach Haven Fire Company would be hosting an open house the next day, 5-10-2014 starting at 10AM and lasting until 4pm. The public was encouraged to attend and asked to please consider joining as a volunteer in either the first aid company or the fire Company. The public could also call 609 361-2052 if you wish to volunteer. Please leave your name number and a representative will refer you to the appropriate agency to become a volunteer.
- The Police Department recently completed the installation of a new generator – this was obtained in part by a state grant – the old generator was in service for over 20 years. This system would allow the facilities to operate continuously should the need arise. The system had redundant operating features including natural gas and propane.

#### **OPEN PUBLIC SESSION**

Bill Hutson, Holgate reported the surf contest that was being held in Holgate had a great turnout. He also thanked the Commissioners for the buses as they were well received by the public.

#### **CLOSE PUBLIC SESSION**

Motion for adjournment at 4:30 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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Ralph H. Bayard, Commissioner

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Dr. Joseph P. Lattanzi, Commissioner