

**MINUTES**  
**REGULAR SESSION BOARD OF COMMISSIONERS MAY 15, 2009**  
**Flag Salute**

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

Clerk called the roll: Mayor Joseph H. Mancini PRESENT  
Commissioner DiAnne C. Gove PRESENT  
Commissioner Ralph H. Bayard PRESENT

Also in attendance: Bonnie M. Leonetti, Municipal Clerk  
Lynda J. Wells, Deputy Municipal Clerk  
Katharine M. Shackleton, Esq.  
Elizabeth Jones, CFO  
William Antonides, Auditor

**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 on January 7<sup>th</sup> 2009; the PRESS OF ATLANTIC CITY on January 3<sup>rd</sup> 2009; and the ASBURY PARK PRESS on December 23<sup>rd</sup> 2008; 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: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

**AGENDA**

**PRESENTATION**

A new Beach-Wheels wheelchair donated by: The Brant Beach Homeowner's Association

**Bill Knarre / Brant Beach Homeowner's Association** provided information on the history of the Beach-Wheels Program and noted this was the 40<sup>th</sup> chair in the inventory and the 2<sup>nd</sup> donated to the Township by the Association. Mr. Knarre stated the chair was donated in memory of Brant Beach resident James Deely, and that the Brant Beach Homeowner's Association hoped to make this an annual event.

**Mayor Mancini** thanked the Association and commented on the importance of this valuable program.

**ORDINANCES/PUBLIC HEARINGS**

1. Second Reading Ordinance 09-12C: **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 SECTION 189-30 PERTAINS TO STOP INTERSECTIONS**

**ORDINANCE 09-12C**

**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 SECTION 189-30 PERTAINS TO STOP INTERSECTIONS.**

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

**STATEMENT OF PURPOSE**

This Ordinance creates four-way stop signs at the intersection of Waverly Avenue and 18<sup>th</sup> Street and at the intersection of 59<sup>th</sup> Street and Bayview Avenue and also creates three-way stop signs where Ocean Boulevard intersects 68<sup>th</sup> Street and where Macevoy Lane (121<sup>st</sup> Street) intersects Beach Avenue.

**SECTION I**

§189-30 of an Ordinance entitled "**Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)**" is hereby amended by the addition of sub-paragraphs C & D as follows:

C. Four Way stop intersections. Pursuant to the provisions of *N.J.S.A. 39:4-140* the intersections described are hereby designated as four-way stop intersections. Stop signs shall be installed as provided herein.

**INTERSECTION**

Waverly Avenue and 18<sup>th</sup> Street

**STOP SIGN**

Stop signs shall be installed causing traffic to stop prior to entering the intersection from all directions.

Kimberly Avenue (59<sup>th</sup> Street) and Bayview Avenue

Stop signs shall be installed causing traffic to stop prior to entering the intersection from all directions.

D. Three Way stop intersections. Pursuant to the provisions of *N.J.S.A. 39:4-140* the intersections described are hereby designated as three-way stop intersections. Stop signs shall be installed as provided herein.

**INTERSECTION**

Meade Avenue (68<sup>th</sup> Street) and Ocean Blvd.

**STOP SIGN**

Stop sign on Ocean Blvd. southbound and northbound stop signs on Meade Avenue (68<sup>th</sup> Street) east bound.

Macevoy Lane (121<sup>st</sup> Street) and Beach Avenue as the same lies between Block 10.03 and Block 10.04 as shown on the official Tax Map of the Township of Long Beach

Stop signs shall be installed on Beach Avenue south bound and on Macevoy Lane (121<sup>st</sup> Street) both east bound and west bound.

**SECTION II**

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

### **SECTION III**

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

### **SECTION IV**

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

### **NOTICE**

Public Notice is hereby given that the foregoing Ordinance was introduced and passed on the first reading at a regular meeting of the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, held on Friday May 1, 2009 at 4:00 p.m.

Further public notice is hereby given that said ordinance shall be considered for final passage and adoption at a regular meeting of the Board of Commissioners to be held on Friday May 15, 2009 at 4:00 p.m. at the Public Safety Building, 6805 Long Beach Blvd., Brant Beach, NJ 08008.

### **CERTIFICATION**

I, **BONNIE M. LEONETTI, RMC, CMC**, Municipal Clerk for the Township of Long Beach do hereby certify that the foregoing Ordinance 09-12C was duly adopted by the Board of Commissioners at their meeting held on Friday, May 15, 2009 at 4:00 p.m.

**Bonnie M. Leonetti, Municipal Clerk, Administrator** explained this created four-way and three-way Stops and noted the various locations.

Passed as on first reading at a regular meeting held on May 1<sup>st</sup> 2009 advertised in the BEACH HAVEN TIMES, issue of May 6<sup>th</sup> 2009.

OPEN PUBLIC HEARING

No comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 09-12C on Second Reading:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

### **ADOPTIONS, APPROVALS, OPPOSITIONS**

2. Resolution 09-0515.01: Oppose Governor Corzine's plan to redirect funding from the dedicated EMT Training Fund to New Jersey's General Treasury

### **RESOLUTION 09-0515.01**

### **A RESOLUTION OPPOSING GOVERNOR CORZINE'S INTENDED RE-APPROPRIATION OF FUNDS FROM THE DEDICATED EMT TRAINING FUND TO THE GENERAL TREASURY OF THE STATE OF NEW JERSEY**

**WHEREAS**, the Emergency Medical Technician ("EMT") Training Fund was created by New Jersey P.L. 1992, chapter 143 (N.J.S.A. 26:2K-54 et seq.) as a dedicated, non-lapsing, revolving fund, established to reimburse any private agency, organization or entity which is certified by the Commissioner of Health and Senior Services to provide training and testing for volunteer ambulance, first aid and rescue squad personnel who are seeking EMT certification and/or recertification. The Fund has allowed thousands of Volunteer EMT's to earn and maintain their EMT certification without incurring out-of-pocket personal expenses and without the need for funding from their volunteer squad or municipality; and

**WHEREAS**, the EMT Training Fund is not supported through the use of any tax money, but rather is supported by a \$0.50 surcharge on each fine, penalty and forfeiture imposed and collected by the State of New Jersey for motor vehicle or traffic violations and is currently running at approximately a \$1,000,000.00 deficit per year; and

**WHEREAS**, on April 23<sup>rd</sup> 2009 the Department of Health and Senior Services Office of OEMS informed the New Jersey State First Aid Council of Governor Corzine's intention to redirect \$4,000,000.00 from the dedicated EMT Training Fund to the general treasury of the State of New Jersey leaving only a proposed \$400,000 balance in the fund; and

**WHEREAS**, a \$400,000.00 balance in the EMT Training Fund is inadequate to meet the annual training needs of the Volunteer EMT's of this State and will result in severe cut-backs of state-paid EMT training for New Jersey's EMS Volunteer Community.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach formally opposes Governor Corzine's plan to transfer money from the EMT Training Fund due to the detrimental effect this will have on the availability of EMT training for New Jersey's Volunteer EMS Community; and

**BE IT FURTHER RESOLVED** that the Township of Long Beach opposes the intended re-appropriation of monies from the dedicated EMT Training Fund which would shift the cost of Volunteer EMT Training to the municipality and its residents. During this time of economic hardship when squads continue to see a decrease in donations, contributions, and a short-fall in fund raising it is fundamentally unfair to ask those who already volunteer their time to attend training courses and answer emergency calls to pay for their own training when they already provide so much to their community. This will significantly impact the recruitment of new members as well as retention of existing members since many will not be able to pay for their training; and

**BE IT FURTHER RESOLVED** that the Governor and the Legislature of the State of New Jersey are requested not to remove any money from the EMT Training Fund and to return any money to the Fund that has already been removed for purposed other than those specified in New Jersey P.L. 1992, chapter 143.

**BE IT FINALLY RESOLVED** a certified copy of this resolution be forwarded to Governor Jon S. Corzine, all 9<sup>th</sup> District Legislators, all Ocean County Mayors, and all adjacent communities.

**Bonnie M. Leonetti, Municipal Clerk, Administrator** advised it was Governor Corzine's intention to redirect \$4,000,000.00 from the dedicated EMT Training Fund to the general treasury of the State of New Jersey leaving only a proposed \$400,000 balance in the fund. This was inadequate to meet the annual training needs of the Volunteer EMT's of this State and would result in severe cut-backs of state-paid EMT training for New Jersey's EMS Volunteer Community.

3. Resolution 09-0515.02: Amend date for public hearing and adoption of Ordinance 09-11C

**RESOLUTION 09-0515.02**

**RESOLUTION ADJOURNING TO JUNE 5, 2009 SECOND READING, PUBLIC HEARING AND FINAL PASSAGE OF ORDINANCE 09-11C**

**WHEREAS**, at the regular meeting of the Board of Commissioners of the Township of Long Beach held April 17<sup>th</sup> 2009 Ordinance 09-11C was passed on first reading as follows:

Ordinance 09-11C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" AS THE SAME IN SECTION 164-3 DEALS WITH THE NECESSITY FOR SITE PLAN REVIEW.**

**WHEREAS**, the Ordinance stated that the second reading and public hearing would be at the regular meeting of the Board of Commissioners of the Township of Long Beach to held May 1, 2009 at 4:00 p.m.; and

**WHEREAS**, Resolution 09-0501.01 passed by the Board of Commissioners on May 1, 2009 incorrectly recorded the 2<sup>nd</sup> Reading, Public Hearing and final adoption date as May 15<sup>th</sup> 2009; and

**WHEREAS**, pursuant to N.J.S.A 40:55D, in municipalities having a Master Plan, at least 35 days must elapse between receipt of the ordinance by the Land Use Board and the 2<sup>nd</sup> Reading, Public Hearing and final adoption by the Governing Body; and

**WHEREAS**, in order to comply with the provisions of N.J.S.A 40:55D, second reading and public hearing shall take place at the regular meeting of the Board of Commissioners of the Township of Long Beach to held June 5, 2009 at 4:00 p.m.

**NOW THEREFORE BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach at a Regular Meeting held May 15, 2009 that publication providing notice of second reading and public hearing of Ordinance 09-11C was published on May 6<sup>th</sup> 2009 by the Township Clerk according to law advising that the second reading and public hearing of Ordinance 09-11C shall occur at the meeting of the Board of Commissioners on June 5, 2009 at 4:00 p.m.

4. Resolution 09-0515.03: Approve a change to a sewer account

**RESOLUTION 09-0515.03**

**WHEREAS**, the following Sewer account requires a change in its billing and/or classification due to various reasons; and

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

<b>Blk:</b>	<b>Lot:</b>	<b>Acct:</b>	<b>Year:</b>	<b>Cancel/Change</b>	<b>Amount:</b>
18.02	5	8272-0 Sewer 2009	On Surf City service		455.00

**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 this change.

5. Resolution 09-0515.04: Approve personnel actions

**RESOLUTION 09-0515.04**

**BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach: Approve paid Military Leave of Absence for Patrolman Michael Allen with the Air National Guard effective May 18, 2009 thru September 30, 2009.

Change James O'Brien's title to Provisional Assistant Public Works Superintendent effective May 18, 2009 with a base salary of \$79,966.00.

Change Robert Parker's title to Acting Assistant Public Works Superintendent effective May 18, 2009 with a base salary of \$70,900.00.

Accept Thomas Yurkevicz ' irrevocable resignation dated 1-8-09 placing him on Terminal Leave as of May 8, 2009 with a Retirement date of January 20, 2010.

Appoint Angela Andersen and James O'Brien as Co-Recycling Coordinators for the year of 2009 for the Township of Long Beach effective May 18, 2009.

Hire the following as Part Time Telecommunicator Trainees at the rate of \$7.15 per hour to be paid from Police Salary & Wage effective May 15, 2009.

James Bell Lisa Christiansen

Hire the following as a Seasonal Beach Badge Program Assistant Supervisor at the rate of \$9.70 per hour to be paid from Beach Badge Salary & Wage effective May 16, 2009.

Caitlin Cotter

Hire the following as a Seasonal Beach Badge Program Assistant Supervisor at the rate of \$10.00 per hour to be paid from Beach Badge Salary & Wage effective May 16, 2009.

Pamela Tamowski

Hire the following as a Seasonal Part Time Laborer at the rate of \$10.50 per hour to be paid from Lifeguard Salary & Wage effective May 16, 2009.

Norman Roberts

Hire the following as Seasonal Part Time Laborers at the rate of \$8.50 per hour to be paid from Public Works Salary & Wage effective May 18, 2009.

Kevin Cleary Jon Pucci

Hire the following as Seasonal Part Time Laborers at the rate of \$9.00 per hour to be paid from Public Works Salary & Wage effective May 18, 2009.

Sean Farrell Stephen Vaughan

Hire the following as a Seasonal Part Time Laborer at the rate of \$10.50 per hour to be paid from Public Works Salary & Wage effective May 18, 2009.

Matthew Leahey



**LICENSES AND PERMITS**

10. Resolution 09-0515.09: Approve 2009 Motorized Ice Cream Vendor licensees

**RESOLUTION 09-0515.09**

**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, subject to receipt all required clearances, 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 2009.

<u>Vendor Name</u>	<u>Vendor ID Number</u>
Cold Waves	ICM 09-01
Surf Ice Cream	ICM 09-02
Bun-Jim Ice Cream	ICM 09-03
Bay Berry Ice Cream	ICM 09-04
Midlantic Vending Corp.	ICM 09-05
Ice Cream N Dreams	ICM 09-06
Michael Fiorentino	ICM 09-07
Touchdown Tommy's	ICM 09-08
Good 'Ol Dayz Ice Cream	ICM 09-09

**Bonnie M. Leonetti, Municipal Clerk, Administrator** noted all vendors renewed their licenses for 2009.

11. Resolution 09-0515.10: Approve various Special Permits for Social Affairs LBI Arts Foundation:

**RESOLUTION 09-0515.10**

**BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach grants the following SPECIAL PERMITS FOR A SOCIAL AFFAIR to the Long Beach Island Foundation of the Arts, to be held at 120 Long Beach Blvd, Loveladies, NJ. These permits will allow the Long Beach Island Foundation of the Arts to serve alcoholic beverages on the following dates and times:

- June 6, 2009 7:00 p.m. to 11:00 p.m.
- June 14, 2009 5:30 p.m. to 7:30 p.m.
- July 5, 2009 5:00 p.m. to 8:00 p.m.
- July 12, 2009 5:30 p.m. to 7:30 p.m.
- July 19, 2009 7:00 p.m. to 10:00 p.m.
- August 2, 2009 5:30 p.m. to 7:30 p.m.
- August 8, 2009 7:00 p.m. to 11:00 p.m.
- August 23, 2009 5:30 p.m. to 7:30 p.m.
- August 29, 2009 7:00 p.m. to 10:00 p.m.

Motion to approve Items 10 & 11:

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

**CONTRACTS AND AWARDS**

12. Resolution 09-0515.11: Approve an amendment to a Shared Services Agreement with Ocean County for "Schedule C" Road Department and Engineering services

**RESOLUTION 09-0515.11**

**THIS AMENDATORY AGREEMENT** made this 15<sup>th</sup> day of May 2009, between the County of Ocean, a body politic and corporate in law of the State of New Jersey, hereafter called the party of the first part, and the Township of Long Beach, a local governmental unit of the State of New Jersey, hereinafter called the party of the second part.

**WHEREAS**, the Board of Commissioners of the Township of Long Beach entered into an agreement with the County of Ocean, pursuant to Resolution 09-0109.10, on January 9, 2009 for engineering services and the repair and maintenance of municipal streets and property in addition to providing certain materials and supplies in connection therewith of Long Beach Township roads; and

**WHEREAS**, the Board of Commissioners of the Township of Long Beach has now requested that they be permitted to increase the amounts of the contract.

**WITNESSETH** that the said parties in consideration of the premises and agreements hereafter contained, do hereby mutually agree as follows:

1. The Agreement between the County of Ocean and the Township of Long Beach dated January 9, 2009 is hereby amended as follows:
2. The Board of Commissioners of the Township of Long Beach shall pay to the County Treasurer the additional sum of \$10,000.00 for anticipated engineering expenditures.
3. The Board of Commissioners of the Township of Long Beach shall pay to the County Treasurer the additional sum of \$135,000.00 for anticipated road expenditures.
4. The annual total amounts for each category of County Services is revised to include the Amendatory Agreement as follows:

	<u>Increased Amount</u>	<u>Year to Date Total</u>
Road Department:	\$ 135,000	\$ 155,000
Engineering Department	10,000	15,000
Total YTD 2009		\$170,000.00

All other provisions and conditions of the aforementioned agreement, authorized pursuant to Resolution 09-0109.10 dated January 9, 2009, shall remain in full force and effect.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach at a regular meeting held Friday, May 15, 2009 do hereby authorize the above noted amendments to the 2009 Interlocal Agreement for Schedule "C" Services approved pursuant to Resolution 09-0109.10 dated January 9, 2009.

**Bonnie M. Leonetti, Municipal Clerk, Administrator** stated this approved an increase of \$135,000.00 for Roads and \$10,000.00 for Engineering.

13. Resolution 09-0515.12(a-c): Award various contracts, per quote:

- a. ABS Electric, Inc.: repairs to the Peahala Park Water Treatment Plant due to a lightning strike: \$8,450.00
- b. Shore Connection, Inc.: Sunset Blvd. drainage project in High Bar Harbor: \$17,584.00
- c. Hollander's Clean Team: clean public bathrooms in LBT from May 22<sup>nd</sup> through September 7<sup>th</sup>: \$9,642.87

**RESOLUTION 09-0515.12(a)**

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO FURNISH, INSTALL AND TEST A MOTOR STARTER AND CONDUIT AND WIRING IN THE PEAHALA PARK WATER TREATMENT PLANT IN THE TOWNSHIP OF LONG BEACH, PER QUOTATION**

**WHEREAS**, the Township of Long Beach has solicited quotations to furnish, install and test a motor starter and conduit and wiring in the Peahala Park Water Treatment Plant that was damaged due to a lightning strike that occurred on May 9<sup>th</sup> 2009; and

**WHEREAS**, in response to the solicitation of quotations, two (2) quotes were received; and

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

**WHEREAS**, ABS Electric, Inc. gave the lowest qualified quote.

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by W/S Maintenance of Equipment, account #9-09-55-549-026.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach this 15<sup>th</sup> day of May 2009, for the reasons aforesaid, that a contract be and is hereby awarded to:

ABS Electric, Inc.  
P.O. Box 592  
Elmer, NJ 08318

to furnish, install and test a motor starter and conduit and wiring in the Peahala Park Water Treatment Plant in the Township of Long Beach in an amount not to exceed Eight Thousand Four Hundred Fifty Dollars (\$8,450.00) as per quote received May 7, 2009.

**RESOLUTION 09-0515.12(b)**

**RESOLUTION AWARING CONTRACT TO SHORE CONNECTION, INC., IN THE AMOUNT OF \$17,584.00 TO CONSTRUCT A DRAINAGE PROJECT AS DESIGNED BY OWEN, LITTLE AND ASSOCIATES, TOWNSHIP ENGINEERS, IN THE HIGH BAR HARBOR SECTION OF LONG BEACH TOWNSHIP.**

**WHEREAS**, a drainage project is necessary on Sunset Boulevard in the High Bar Harbor Section of Long Beach Township; and

**WHEREAS**, Frank J. Little, Jr., P.E., PP, CME, sought quotes from three reputable construction companies who have satisfactorily performed work for Long Beach Township in the past; and

**WHEREAS**, three quotes received were:

1. Shore Connection, Inc., - \$17,580.00
2. Esposito Construction, LLC - \$21,540.00
3. Haskell Site Work, LLC - \$36,5064.25; and

**WHEREAS**, the quote submitted by Shore Connection, Inc., is below the bid threshold as required by the Local Public Contracts Law of the State of New Jersey; and

**WHEREAS**, Shore Connection, Inc., is a contracting firm and construction firm with which Long Beach Township has worked in the past; and

**WHEREAS**, in the past Shore Connection, Inc's work has always been satisfactory; and

**WHEREAS**, Frank J. Little, Jr., has recommended that the contract be awarded to Shore Connection, Inc.; and

**WHEREAS**, Frank J. Little, Jr., has expressed the need for prompt action on this and has asked that the appropriate purchase order be forwarded to Shore Connection, Inc., as soon as possible.

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by Ordinance 08-15 authorizing various drainage improvement projects, account #C-04-55-963-901.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach this 15<sup>th</sup> day of May 2009, for the reasons aforesaid, that a contract be and is hereby awarded to:

Shore Connection, Inc.  
304 Forge Road, Unit 10  
West Creek, NJ 08092

for the Sunset Boulevard Drainage Project in the High Bar Harbor section of the Township in an amount not to exceed Seventeen Thousand Five Hundred Eighty Four Dollars (\$17,584.00) as per quote received April 28, 2009.

**RESOLUTION 09-0515.12(c)**

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR CLEANING SERVICES FOR FOUR (4) PUBLIC RESTROOMS IN THE HOLGATE, BRANT BEACH, AND LOVELADIES SECTIONS OF THE TOWNSHIP OF LONG BEACH, PER QUOTATION**

**WHEREAS**, the Township of Long Beach has solicited quotes for daily cleaning services, from May 22<sup>nd</sup> through September 7<sup>th</sup> 2009, for the four (4) public rest room facilities located in the Holgate, Brant Beach, and Loveladies sections of the Township for the Public Works Department; and

**WHEREAS**, in response to the solicitation of quotations, three (3) quotes were received; and

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

**WHEREAS**, Hollander's Clean Team gave the lowest qualified quote.

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by Building and Grounds Contractual, account #9-01-26-310-029.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach this 15<sup>th</sup> day of May 2009, for the reasons aforesaid, that a contract be and is hereby awarded to:

Hollander's Clean Team

P.O. Box 461

Barnegat Light, NJ 08006

for daily cleaning services, from May 22<sup>nd</sup> through September 7<sup>th</sup> 2009, for the four (4) public rest room facilities located in the Holgate, Brant Beach, and Loveladies sections of the Township in an amount not to exceed Nine Thousand Six Hundred Forty Two Dollars and Eighty Seven Cents (\$9,642.87) as per the quote received by the Township.

14. Resolution 09-0515.13(a&b): Award emergency contracts for various repairs:

a. Sanitary sewer main located on Delaware Ave (133<sup>rd</sup> St):

Video Pipe Services, Inc.: \$5,750.00

b. Haskell Site Work, LLC: emergency repairs to the

sanitary sewer at 18<sup>th</sup> Street in North Beach Haven: \$39,000.00

**RESOLUTION 09-0515.13(a)**

**RESOLUTION AUTHORIZING EMERGENCY REPAIRS WITHOUT PUBLIC BIDDING TO FURNISH AND INSTALL A NEW LINER IN THE SANITARY SEWER MAIN LOCATED AT WEST DELAWARE AVENUE (133<sup>RD</sup> STREET) IN THE TOWNSHIP OF LONG BEACH**

**WHEREAS**, on May 6<sup>th</sup> 2009 it was determined by the Township Engineer and the Public Works Deputy Department Head that the sewer main located on West Delaware Avenue (133<sup>rd</sup> Street) in the Beach Haven Terrace section of Long Beach Township had begun to collapse and the roadway above the sewer main had settled one to two feet; and

**WHEREAS**, the licensed Professional Engineer retained by Long Beach Township, Frank J. Little, Jr., P.E., P.P., C.M.E., immediately advised the Director of the Long Beach Township Department of Public Works and Public Property that, pursuant to N.J.S.A. 40A:11-6, an emergency situation existed due to the above described conditions; and

**WHEREAS**, upon notification to the Township, Township Engineer, Frank J. Little, Jr., P.E., P.P., C.M.E., contacted Video Pipe Services to perform an in-line repair as the collapsing main was over 13 feet deep; and

**WHEREAS**, Video Pipe Services, Inc. provided Long Beach Township with Proposal #09-121 in the amount of Five Thousand Seven Hundred Fifty Dollars (\$5,750.00) to perform the required cured-in-place spot repair to the collapsing sewer main; which repairs were made and completed on May 11<sup>th</sup> 2009; and

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by Ordinance 08-35 Preliminary Costs-Sewer, account #U-08-55-924-901.

**NOW THEREFORE BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach, a Municipal Corporation of the State of New Jersey, at a regular meeting held Friday May 15, 2009, that the Board of Commissioners finds that an emergency existed regarding the collapsing sewer main located on West Delaware Avenue (133<sup>rd</sup> Street) in the Beach Haven Terrace section of Long Beach Township, this finding being based upon both the letter from Frank J. Little, Jr., P.E., P.P., C.M.E., as well as on reports received by Commissioner Ralph Bayard from the Public Works Deputy Municipal Department Head; and

**BE IT FURTHER RESOLVED**, that the award of a contract to Video Pipe Services, Inc., 1566 Harding Highway, Newfield, NJ 08344-5220 in the amount of Five Thousand Seven Hundred Fifty Dollars (\$5,750.00), to provide the required work as specified by the Township Engineer and Proposal #09-121 is permissible under the law. A contract is hereby awarded to Video Pipe Services, Inc., in the amount of Five Thousand Seven Hundred Fifty Dollars (\$5,750.00) to perform the required services as specified by the Long Beach Township Engineer regarding the collapsing sewer main located on West Delaware Avenue (133<sup>rd</sup> Street) in the Beach Haven Terrace section of Long Beach Township.

**RESOLUTION 09-0515.13(b)**

**RESOLUTION AUTHORIZING EMERGENCY REPAIRS WITHOUT PUBLIC BIDDING FOR THE SANITARY SEWER LOCATED ON 18<sup>TH</sup> STREET IN THE NORTH BEACH HAVEN SECTION OF LONG BEACH TOWNSHIP**

**WHEREAS**, on May 6<sup>th</sup> 2009 it was determined by the Public Works Deputy Department Head and the Township Engineer that the sewer main located on 18<sup>TH</sup> Street in the North Beach Haven section of Long Beach Township had separated and the roadway above the sewer main had suffered a major sink-hole; and

**WHEREAS**, the licensed Professional Engineer retained by Long Beach Township, Frank J. Little, Jr., P.E., P.P., C.M.E., immediately advised the Director of the Long Beach Township Department of Public Works and Public Property that, pursuant to N.J.S.A. 40A:11-6, an emergency situation existed due to the above described conditions; and

**WHEREAS**, three (3) quotations have been received to perform the work which Engineer Little deems of an emergent nature pursuant to N.J.S.A. 40A:11-6, one from Haskell Site Work, LLC, in the amount of \$39,000.00, one from Lafayette Utility Construction Co., Inc. in the amount of \$39,122.00, and one from Mathis Construction Co., Inc., in the amount of \$46,885.00; and

**WHEREAS**, Long Beach Township has had extensive experience with Haskell Site Work, LLC, in servicing the sewer mains in Long Beach Township and has found that their work has always been timely and satisfactory; and

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by W/S Contractual Service, account #9-09-55-549-029.

**NOW THEREFORE BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach, a Municipal Corporation of the State of New Jersey, at a regular meeting held Friday May 15, 2009, that the Board of Commissioners finds that an emergency existed regarding the separated sewer main located on 18<sup>th</sup> Street in the North Beach Haven Terrace section of Long Beach Township, this finding being based upon the written certification from Frank J. Little, Jr., P.E., P.P., C.M.E., as well as on reports received by Commissioner Ralph Bayard from the Public Works Deputy Municipal Department Head; and

**BE IT FURTHER RESOLVED**, that the award of a contract to Haskell Site Work, LLC, 123A Bartlett Avenue, West Creek, NJ 08092 in the amount of Thirty Nine Thousand Dollars (\$39,000.00), to provide the required work as specified by the Township Engineer and their proposal dated May 9, 2009 is permissible under the law. A contract is hereby awarded to Haskell Site Work, LLC in the amount of Thirty Nine Thousand Dollars (\$39,000.00) to perform the required services as specified by the Long Beach Township Engineer regarding the separated sewer main located on 18<sup>th</sup> Street in the North Beach Haven Terrace section of Long Beach Township.

Motion to approve Items 12 - 14:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

#### **FINANCIAL APPROVALS**

15. Resolution 09-0515.14: Approve Bills & Payroll  
Bills in the amount of: \$7,129,085.87  
Payrolls in the amount of: \$ 378,152.21

#### **RESOLUTION 09-0515.14**

#### **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 \$378,152.21.

**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 \$7,129,085.87 be and the same are hereby authorized to be paid on May 15, 2009.

2. The said approved payroll amounting to the sum of \$378,152.21 be and the same are hereby authorized to be paid on May 15, 2009.

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 Item 15:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

16. Resolution 09-0515.15: Authorize reading of the 2009 Municipal Budget by title only

#### **RESOLUTION 09-0515.15**

**WHEREAS**, N.J.S.A.40A:4-8 provides that the budget be read by title only at the time of the Public Hearing if a Resolution is passed by not less than a majority of the full governing body, providing that at least one week prior to the date of hearing a complete copy of the approved budget as advertised has been posted in the Municipal Building and copies have been made available by the Clerk to persons requiring them; and

**WHEREAS**, these two conditions have been met.

**NOW, THEREFORE, BE IT RESOLVED** that the Budget shall be read by title only.

MOTION: Gove SECOND: Bayard ROLL CALL: Bayard, Gove, Mancini

Motion to approve Item 16:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

**William Antonides, Auditor** explained there would be an amendment to the budget and a hearing on the amendment would take place at the June 5<sup>th</sup> public meeting.

Motion to open public hearing:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

#### **Public Hearing on the 2009 Municipal Budget**

**John Connolly / Beach Haven Crest** commented on good savings in various budgetary line items in the 2009 Municipal Budget such as Public Works, Recycling, Police Department, and the Water/Sewer Department. He was concerned about an increase on Sheets 19 & 20, the Beach Patrol budget, and also that the increase to Water/Sewer fees could impact residents on fixed incomes.

**William Antonides, Auditor** reviewed Sheets 19 & 20 and explained some of the items were inside the CAP, such as Pensions, as directed by the Division of Local Government Services. The figure was provided by Trenton and not a decision made by the Board of Commissioners. Actions taken by Trenton in prior years caused shortfalls that dictated the money necessary to be raised in 2009.

**Mayor Mancini** observed many cutbacks in State funding and the need to replenish surplus had affected budgetary decisions. He explained to Mr. Connolly the anticipated Beach Patrol revenue could be influenced by various factors such as weather and tourism.

**Greg Kopenhaver / Brant Beach** asked why telephone expense was high, and if the Township gave all First Aid Squads on Long Beach Island the same annual monetary donation. He commented jetski response to first aid emergency calls could be improved.

**Commissioner Gove** advised other telephone companies were being considered for service.

**Bob Irvine / Beach Haven Crest** inquired as to what the surplus balance should be, and how the Township bond rating was affected.

**Mayor Mancini** and **Elizabeth Jones, CFO** responded the surplus balance should be 20 – 25% and that the municipal bond rating had increased. However, the surplus balance required additional funding in order to maintain our high rating.

Motion to close public hearing:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

17. Resolution 09-0515.16: Introduce an amendment to the 2009 Municipal Budget

**RESOLUTION 09-0515.16**

**WHEREAS**, the local budget for the year 2009 was approved on the 17<sup>th</sup> day of April 2009; and

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

**WHEREAS**, it is desired to amend said approved budget.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach, County of Ocean, that the following amendments to the approved budget of 2009 be made:

Recorded vote:

Member	Ayes	Nays	Abstained	Absent
Bayard	x			
Gove	x			
Mancini	x			

**CURRENT FUND**

Anticipated Revenues

	From:	To:
1. Fund Balance Anticipated	\$1,500,000.00	\$1,558,300.00
Total Fund Balance Anticipated	1,500,000.00	1,558,300.00
3. Miscellaneous Revenues		
Special Items of General Revenue Offset with Appropriations		
Waterfest Celebration Donations		1,500.00
Tobacco Age of Sale Enforcement Program		900.00
Total Miscellaneous Revenues	4,068,183.38	4,070,583.38
4. Receipt from Delinquent Taxes	325,000.00	278,000.00
5. Subtotal General Revenues (Items 1,2,3 and 4)	5,893,183.38	5,906,883.38
6. Amount to be raised by Taxes for Support of Municipal Budget:		
a) Local Tax for Municipal Purposes		
including Reserve for Uncollected Taxes	15,748,737.37	15,779,652.34
7. Total General Revenues	<u>\$21,641,920.75</u>	<u>\$21,686,535.72</u>

Appropriations

8. (A) Operations – Within “CAPS”		
Employee Group Health	2,550,000.00	2,560,000.00
(H-1) Total appropriations for Municipal Purposes within “Caps”	17,739,203.00	17,749,203.00
(A) Operations Excluded from “CAPS”		
Shared Service Agreements		
Barnegat Light Police Protection		
Salaries & Wages	391,817.23	411,408.08
Other Expenses	97,984.30	102,852.02
Police Dispatching Services		
Salaries & Wages	110,756.00	116,713.80
Other Expenses	27,689.00	29,178.45
Public and Private Programs Offset by Revenues		
Waterfest Celebration Donations		1,500.00
Tobacco Age of Sale Enforcement Program		900.00
(A) Operations – Excluded from “CAPS”		
Total Operations – Excluded from “CAPS”	1,437,613.09	1,471,918.91
(O) Total General Appropriations excluded from “CAPS”	3,266,163.09	3,300,468.91
(L) Subtotal General Appropriations {Items (H-1) and (O)}	21,005,366.09	21,049,671.91
(M) Reserve for Uncollected Taxes	636,554.66	636,863.81
9. Total General Appropriations	<u>21,641,920.75</u>	<u>21,686,535.72</u>

**BE IT FURTHER RESOLVED** that two (2) certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for her certification of the 2009 municipal budget so amended.

**BE IT FURTHER RESOLVED**, that this complete amendment, in accordance with the provisions of NJ.S. 40A:4-9, be published in the Beach Haven Times in the issue of May 20, 2009, and said publication contain notice of public hearing on said amendment to be held at the Public Safety Building on June 5, 2009 at 4:00 P.M.

**Bonnie M. Leonetti, Municipal Clerk, Administrator** noted an increase in one line item was necessary prior to adoption, as well as an adjustment to conform to DLGS requirements pertaining to delinquent taxes.

Motion to approve Item 17:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:



