

**MINUTES**  
**REGULAR SESSION BOARD OF COMMISSIONERS JUNE 10, 2011**  
**Flag Salute**

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

Clerk called the roll: Mayor Joseph H. Mancini PRESENT  
 Commissioner Ralph H. Bayard PRESENT  
 Commissioner William P. Knarre 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; the PRESS OF ATLANTIC CITY; and the ASBURY PARK PRESS on December 1<sup>st</sup> 2010; and filed with the Municipal Clerk.

Motion: To dispense with the reading of the minutes of the May 20, 2011 meeting and to approve the same as recorded in the minute book:

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

**AGENDA**

**ORDINANCES**

1. First Reading Ordinance 11-18C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" AS THE SAME IN CHAPTER 168-2A PERTAINS TO SOLID WASTE**

Lynda Wells, Municipal Clerk explained that this ordinance would permit only those trash receptacles specified in Section 168-2A of the Twp. Code to be placed on residential property.

Motion to approve Ordinance 11-18C on First Reading:

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

**ADOPTIONS AND APPROVALS**

2. Resolution 11-0610.01: Approve the following events at Bayview Park:

- South End Surf n Paddle - stand up paddle lessons Tues. & Thurs. June 1<sup>st</sup> to Sept. 30<sup>th</sup>, 2011
- Island Surf & Sail - various watersports Fridays beginning June 17<sup>th</sup> ending Sept. 15<sup>th</sup>, 2011 from 5PM to 8 PM
- Island Surf & Sail – stand up paddle lesson and tours Sundays thru Saturdays June 1<sup>st</sup> thru Oct. 1<sup>st</sup>, 2011 from 7am to 12 pm
- Windsurfing lessons - Saturdays thru Sundays May 1<sup>st</sup> to Nov. 1<sup>st</sup>, 2011 from 8 AM to 6 PM
- Women’s stand up paddle challenge - Friday July 29<sup>th</sup> from 5 PM to 8 PM
- LBI School District 6<sup>th</sup> grade ‘Day at the Bay’, June 14, 2011
- Southern Regional High School Senior Day, June 7, 2011
- Stafford Township 1<sup>st</sup> Grade Class Trip: Bayview Park on June 15<sup>th</sup> 2011

**RESOLUTION 11-0610.01**

**WHEREAS**, the following events are scheduled to be held at Bayview Park in the Township as follows:

<b><u>HOST</u></b>	<b><u>DESCRIPTION</u></b>	<b><u>TIME &amp; DATE(S)</u></b>
South End Surf n Paddle	Stand Up Paddle Lessons	Tuesdays & Thurs. June 1 <sup>st</sup> to Sept. 30 <sup>th</sup> , 2011
Island Surf & Sail	Various watersports	Fri. June 17, 2011 to Sept 15 <sup>th</sup> , 2011 -8 PM
Island Surf & Sail	Stand Up Paddle Lessons & tours	Sat thru Sun May 1 <sup>st</sup> to Nov 1st 7 Am to 12 PM
Island Surf & Sail	Windsurfing Lessons/rentals	Sat thru Sun May 1 <sup>st</sup> to Nov 1st 8 Am to 6 PM
Island Surf & Sail	Women’s stand up paddle challenge	Friday July 29 <sup>th</sup> , 5 Pm to 8 PM
LBI School District	6 <sup>th</sup> Grade Day at the Bay	Tues, June 14 <sup>th</sup>
Southern Regional	Senior Day	Tues. June 7, 2011
Stafford Township	1 <sup>st</sup> Grade Class Trip	Wed. June 15 <sup>th</sup>

**WHEREAS**, all the necessary and required insurance documents have been submitted, received and are on file with the Township for South End Surf n Paddle, Island Surf & Sail, LBI School District, and the Southern Regional School District; and

**WHEREAS**, the Stafford Township 1<sup>st</sup> Grade Class Trip shall be approved subject to and contingent upon receipt of the required insurance documentations.

**NOW, THEREFORE BE IT RESOLVED**, that the Board of Commissioners of the Township of Long Beach does hereby grant permission for the above cited events.

3. Resolution 11-0610.02: Approve the following surf competitions for Eastern Surfing Association:
- Contest #1 – 67<sup>th</sup> Street : 6/18 or 6/19/2011 (no wave dates 6/25 or 6/26)
  - Contest #2 – 122<sup>nd</sup> St. : 7/16 or 7/17/2011 (no wave dates 7/23 or 7/24 and 7/30 or 7/31)
  - Contest #3 – 110<sup>th</sup> St. : 8/13 or 8/14/2011 (no wave dates 8/20 or 8/21/2011)

**RESOLUTION 11-0610.02**

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach approves the below-listed annual events:

**Eastern Surfing Association, Central New Jersey Chapter, Surfing Contests:**

- 67<sup>th</sup> Street in Brant Beach on June 18<sup>th</sup> or 19<sup>th</sup> (weather permitting) from 8:00a.m to 4:00p.m. No wave date: June 25<sup>th</sup> or 26<sup>th</sup>
  - 122<sup>nd</sup> Street in the Dunes on July 16<sup>th</sup> or 17<sup>th</sup> (weather permitting) from 8:00a.m to 4:00p.m. No wave date: July 23<sup>rd</sup>, 24<sup>th</sup>, 30<sup>th</sup> or 31<sup>st</sup>
  - 110<sup>th</sup> Street in the Haven Beach Section of the Township on August 13<sup>th</sup> or 14<sup>th</sup> (weather permitting) from 8:00a.m to 4:00p.m. No wave date: August 20<sup>th</sup> or 21<sup>st</sup>.
4. Resolution 11-0610.03: Authorize cleanup of a public health nuisance for Block 10.25 Lot 12

**RESOLUTION 11-0610.03**

**RESOLUTION AUTHORIZING THE ABATEMENT OF A NUISANCE  
BLOCK 10.25, LOT 12**

**WHEREAS**, Long Beach Township Code §127-6 provides for the abatement of public health nuisances; and

**WHEREAS**, the Board of Health has taken the required actions to notify the property owner of the condition of Block 10.25, Lot 12 (8 East Tennessee Avenue, Haven Beach) that has not been maintained in a clean, safe condition but exhibits overgrown weeds, rubbish throughout the rear property, dilapidated unregistered Grand Marquis vehicle, and an unregistered Bayliner boat and trailer in the driveway; and

**WHEREAS**, the Board of Health found the same to constitute a nuisance and safety issue; and

**WHEREAS**, the Township has attempted to make contact with the owner to correct the violation; and

**WHEREAS**, the owner has failed to remove the nuisance and the Township seeks to abate the continuing nuisance; and

**WHEREAS**, the Long Beach Township Code §127-6 and Section 8.3 of the Public Health Nuisance Code titled Abatement of Nuisances authorizes the Township of Long Beach to abate the same.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners at a regular scheduled meeting this 10th day of May, 2011 that the Long Beach Island Board of Health is hereby authorized to take the necessary action to facilitate the abatement of the nuisance; and

**BE IT FURTHER RESOLVED** that any and all costs incurred by the Township of Long Beach Public Works Department to abate the nuisance at Block 10.25, Lot 12 (8 East Tennessee Avenue, Haven Beach) may be placed as a lien against the property.

Lynda Wells, Municipal Clerk explained the Public Works Dept. was authorized to perform the necessary maintenance to mitigate the current property conditions.

5. Resolution 11-0610.04: Approve personnel actions

**RESOLUTION 11-0610.04**

**BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach: Approve an FMLA/FLA Leave of Absence for SB effective May 31, 2011 thru June 8, 2011 pending certification paperwork acceptable to the Township.

Approve an FMLA/FLA Leave of Absence for PV effective retro-active to May 24, 2011 pending certification paperwork acceptable to the Township.

**BEACH PATROL** Change the budget distribution for the following employee from Lifeguard Salary & Wage to Beach Badge Salary & Wage with a new rate of pay of \$16.00 per hour effective June 19, 2011.

Joni Bakum

Change the following employees' title to Seasonal Beach Badge Program Supervisors with a new rate of pay to \$12.85 per hour to be paid from the Beach Badge Salary & Wage effective June 19, 2011.



Change the following employees' title to Seasonal Lifeguard Captain with a new rate of pay to \$157.00 per day to be paid from the Lifeguard Salary & Wage effective June 19, 2011.

Shannon Dries

Change the following employees' title to Seasonal Lifeguard Captain with a new rate of pay to \$155.00 per day to be paid from the Lifeguard Salary & Wage effective June 19, 2011.

Michael Dancha

Change the following employees' title to Seasonal Lifeguard Captain with a new rate of pay to \$152.00 per day to be paid from the Lifeguard Salary & Wage effective June 19, 2011.

Louis Formica Jill Lambert

Change the following employees' title to Seasonal Lifeguard Captain with a new rate of pay to \$151.00 per day to be paid from the Lifeguard Salary & Wage effective June 19, 2011.

Douglas Bellingeri Nathan Boyd Patrick Craig  
Scott Dunleavy

Change the following employees' title to Seasonal Lifeguard Captain with a new rate of pay to \$150.00 per day to be paid from the Lifeguard Salary & Wage effective June 19, 2011.

Brittany Royer

Change the following employees' title to Seasonal Lifeguard Lieutenant with a new rate of pay to \$149.00 per day to be paid from the Lifeguard Salary & Wage effective June 19, 2011.

William Galese

Change the following employees' title to Seasonal Lifeguard Lieutenant with a new rate of pay to \$140.00 per day to be paid from the Lifeguard Salary & Wage effective June 19, 2011.

Russell Budd

Change the following employees' title to Seasonal Lifeguard Lieutenant with a new rate of pay to \$130.00 per day to be paid from the Lifeguard Salary & Wage effective June 19, 2011.

Michael Fitzpatrick

Change the following employees' title to Seasonal Lifeguard Lieutenant with a new rate of pay to \$125.00 per day to be paid from the Lifeguard Salary & Wage effective June 19, 2011.

Patrick Doyle Ryan Farley Matthew Sheplin

Change the following employees' title to Seasonal Lifeguard with a new rate of pay to \$98.33 per day to be paid from the Lifeguard Salary & Wage effective June 19, 2011.

Thomas Clifford Lauren Craig Dillon Durando  
Jonathan Howarth Kelsie Jensen Sean Kelly  
Ian Logue Evan Scarlatelli Courtney Tallon  
Kevin Tallon

Change the following employees' title to Seasonal Lifeguard with a new rate of pay to \$95.00 per day to be paid from the Lifeguard Salary & Wage effective June 19, 2011.

Theodore Ray Chloe Wiskow

Change the following employees' title to Seasonal Lifeguard with a new rate of pay to \$91.67 per day to be paid from the Lifeguard Salary & Wage effective June 19, 2011.

Jennifer Holly Jennifer Nelson

Change the following employees' title to Seasonal Lifeguard with a new rate of pay to \$85.00 per day to be paid from the Lifeguard Salary & Wage effective June 19, 2011.

Aaron Fritz

Change the following employees' title to Seasonal Lifeguard with a new rate of pay to \$76.67 per day to be paid from the Lifeguard Salary & Wage effective June 19, 2011.

Nicholas Whalen

Hire the following as a Seasonal Lifeguard Assistant Chief at a rate of \$178.00 per day to be paid from the Lifeguard Salary & Wage effective June 18, 2011.

Scott Heilman

Hire the following as a Seasonal Lifeguard Chief at a rate of \$190.00 per day to be paid from the Lifeguard Salary & Wage effective June 18, 2011.

James Cresbaugh

Hire the following as a Seasonal Lifeguard Captain at a rate of \$169.00 per day to be paid from the Lifeguard Salary & Wage effective June 18, 2011.

Harold Buck

Hire the following as a Seasonal Lifeguard Captain at a rate of \$150.00 per day to be paid from the Lifeguard Salary & Wage effective June 18, 2011.

Stephen Campoli

Hire the following as a Seasonal Lifeguard Lieutenant at a rate of \$128.00 per day to be paid from the Lifeguard Salary & Wage effective June 18, 2011.

Joseph Howarth

Hire the following as a Seasonal Lifeguard Lieutenant at a rate of \$127.00 per day to be paid from the Lifeguard Salary & Wage effective June 18, 2011.

Kevin Wessler

Hire the following as Seasonal Lifeguard Lieutenant at a rate of \$125.00 per day to be paid from the Lifeguard Salary & Wage effective June 18, 2011.

Christopher Coghlan Kyle Fallon Michael Tito

Hire the following as a Seasonal Lifeguard-In-Training (LIT) Instructor at a rate of \$112.50 per day to be paid from the Lifeguard Salary & Wage effective June 18, 2011.

Amy Coghlan

Hire the following as Seasonal Lifeguards at a rate of \$98.33 per day to be paid from the Lifeguard Salary & Wage effective June 18, 2011.

James Baldino	Matthew J. Barone	Greg Bayard
Jeffrey Bird	Colin Brearley	Gerald Carlucci
Annamarie Clifford	Patrick Dalrymple	Terry Dorman
Justin Dumhart	Matthew Forrester	Eric Halsey
David Hawk	Brittany Knowles	Morgan Knowles
Alex LaPilusa	Terence Lennon	Tucker McGrath
Shawn McNally	Brian Meenan	Sean Metcalfe
Sean Mihalik	Samuel Mitchell	Kevin Murray
Morgan Pedrick	Joseph Pisarcik	Brian Ring
Todd Stone	Christopher Stutz	Ryan Williams
Douglas Zegel		

Hire the following as Seasonal Lifeguards at a rate of \$95.00 per day to be paid from the Lifeguard Salary & Wage effective June 18, 2011.

Jackie Behr	Joshua Brown	Fran Campana
Matthew Carlin	Christopher Doyle	Scott Hill
Fran Hodgson	Raymond Jones	Patrick Kelly
Caroline Lennon	Logan Mallet-Fuina	Tara Marqua
Kieran Monaghan	Emily Olson	Elizabeth Royston
Evan Schuler	Grant Stambaugh	Zachary Strang
Christina Wheaton		

Hire the following as Seasonal Lifeguards at a rate of \$91.67 per day to be paid from the Lifeguard Salary & Wage effective June 18, 2011.

Taylor Bonanni	Joseph Cascio	Sean P. Cleary
Brian Closs	Samantha Colella	Nicholas DiMauro
Patrick Durning	Chris Kiely	Austin LaPilusa
Cristina Lomardi	Michael Mancini	Kevin O'Such
Bianca Pacheco	Katherine Pijanowski	Teresa Poli
Steven Russell	Elizabeth Scheuerman	Joseph Sisti
Joseph Soto		

Hire the following as Seasonal Lifeguards at a rate of \$88.33 per day to be paid from the Lifeguard Salary & Wage effective June 18, 2011.

Jackie Bender	Alexandra Budd	Jourdan Chiavaro
Joseph Corasaniti	Colleen Dalrymple	mathew Danback
Alex Delgado	Kevin DeOliviera	Andrew Farley
Todd Gerkins	Andrew Howarth	Stephen Janiec
Andrew Mernar	Timothy Mernar	Brett Meyers
Megan Pijanowski	Melissa Royston	Jill Skipper
Ryan Taglang	Kyle Teliszewski	Matthew Ward
Michael Wheaton		

Hire the following as Seasonal Lifeguards at a rate of \$85.00 per day to be paid from the Lifeguard Salary & Wage effective June 18, 2011.

Krystal Aquilar	Nicholas T. Benelli	William Bruning
Adrienne Bush	Nick Cavalier	Jared Cittadino
Gavin Hodgson	Gerald Ihnken	Dylan Jones
Charlie Kritzmacher	Robert M. McGrath	James Mulski
Brian O'Connell	Juliana Perello	Benjamin W. Rubin
Brendan G. Salvadore	Ryan Slattery	Jeffrey Sladden
Brian T. Stutz		

Hire the following as Seasonal Lifeguards at a rate of \$76.67 per day to be paid from the Lifeguard Salary & Wage effective June 18, 2011.

James Arcidiacono	Andrew P. Barrett	William Bergan
Luke Boyd	Jack Bragg	Korrine A. Brown
Megan Bush	Martin Caulfield, III	Brynn Cittadino
Jessica Colella	Casey Cresbaugh	Jamie Cresbaugh
Keri Cresbaugh	Christopher Hamilton	Evan Hoffman
Shannon Kane	Ramo Kline	John T. Lombardi
Theodore Lyons	Brett Madres	Connor McGrann
Ryan McHugh	Michael McNamara	Robert J. Mitchell
Michael Moran	Anthony Pacheco	John Pijanowski
Jacob Radcliff	Jackson Roblee	Gerald Rothstein
Caroline Royston	Edward Santolla	Kelsey Sladen
Emily Zetkalic		



on March 3<sup>rd</sup> 2011 various amendments were proposed and the overall plan and current action plan have been updated.

**NOW THEREFORE BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach that the Floodplain Management Plan, Action Plan, and Amendments as discussed above are hereby adopted as a planning document for the Township of Long Beach; and

**BE IT FURTHER RESOLVED**, that the implementation of the Action Plan shall continue to be reviewed on a yearly basis by the Planning Committee, and made available to the public and the media upon request.

Lynda Wells, Municipal Clerk explained this update was required as a condition of the township's participation the National Flood Insurance Program and the Community Rating System.

8. Resolution 11-0610.07(a&b): Approve various changes to water/sewer accounts
  - a) Status changes
  - b) Refunds

**RESOLUTION 11-0610.07(a)**

**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:

<b>Block:</b>	<b>Lot:</b>	<b>Account #</b>	<b>Year:</b>	<b>Status Change</b>	<b>Amount:</b>
1.92	11	710-0 Sewer	2011	Convert to Single Family	\$531.00
4.15	11	973-0 Sewer	2011	Concert to Single Family	\$310.00
4.15	11	973-0 Water	2011	Convert to Single Family	\$30.00
5.18	1	1552-0 Water	2011	To Standby	\$165.00
7.16	6	2375-0 Sewer	2011	Remove Garbage Disp.	\$225.00
7.16	6	2375-0 Water	2011	Actual Fixture Count	\$129.00
11.06	8	3409-0 Water	2011	Double billed shut-off	\$200.00
11.24	3.01	3703-0 Sewer	2011	Convert to Single Family	\$531.00
11.24	3.01	3703.0 Water	2011	Convert to Single Family	\$101.00
12.13	25	4060-0 Sewer	2011	Convert to Single Family	\$531.00
12.13	25	4060.0 Water	2011	Convert to Single Family	\$348.00
12.20	3	4191-0 Sewer	2011	To Standby	\$354.00
15.81	14	5754-0 Sewer	2011	Convert to Single Family	\$531.00
15.81	14	5754-0 Water	2011	Convert to Single Family	\$364.00
20.78	12	7128-0 Water	2011	To Standby	\$454.00

**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.

**RESOLUTION 11-0610.07(b)**

**WHEREAS**, the following Water and Sewer accounts require refunds due to the reasons as listed; and

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

<b>Blk:</b>	<b>Lot:</b>	<b>Acct:</b>	<b>Owner</b>	<b>Reason</b>	<b>Amount:</b>
7.21	7.01	2470-0	Harold Turner	Property owner paid in error	\$225.00
12.20	3	4191-0	MaryJane Mannherz	House Demo	\$354.00

**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 issue these refunds.

9. Resolution 11-0610.08: Oppose Senate Bill 1351 which places new procedural requirements pertaining to public meetings

**RESOLUTION 11-0610.08**

**A RESOLUTION IN OPPOSITION TO SENATE BILL No. 1351**

**WHEREAS**, Senate Bill No. 1351 (hereinafter referred to as S-1351) would amend the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq., to include many new requirements that are unnecessary to protect the public's interest in open and transparent government, and which would unduly burden municipalities; and

**WHEREAS**, S-1351 would impose new procedural requirements on municipalities which will be time consuming and costly, at a time when municipalities are facing unprecedented financial constraints; and

**WHEREAS**, S-1351 would impose new procedural requirements on municipalities that are impractical and wasteful, and which would result in longer meetings and less efficient governance; and

**WHEREAS**, among the time consuming, costly, impractical and wasteful new requirements of S-1351 are the following:

- A. New requirements pertaining to subcommittees, including notice of subcommittee meetings and the preparation of minutes, which would, amount other things necessitate additional administrative support for all meetings of subcommittees so that minutes can be prepared; and

- B. New requirement that agendas provide a description of all agenda items, including the names of the parties to and approximate dollar amounts of any contracts to be acted upon, which would increase preparation time for agendas; and
- C. New requirement that agendas include estimated starting times for the public portion of the meeting and the portion of the meeting from which the public is to be excluded, though this information would be purely speculative and unreliable; and
- D. New requirement that no public body be permitted to act upon or discuss a matter that is not listed on the agenda except in emergencies, which requirement would be impractical and unnecessarily inhibit the operations of the municipal government, as it is often necessary for the effective and efficient administration of municipal governmental purposes to discuss or act on matters for which three business days notice may not be possible; and this would effectively prevent discussion of items brought forward by the public; and
- E. New requirement that a public body provide for public comment on emergency items that are added to a meeting agenda adding unnecessary and time consuming process to meetings; and
- F. New requirement that a public body provide for public comment before taking final action on any matter at any meeting of at least three minutes per person, which requirement, as written, would result in an unworkable series of public comment periods on every action of the governing body, from appointments to resolutions to approval of minutes, thereby adding substantial time to every meeting of the public body; and
- G. New requirement eliminating attorney-client privilege as a basis for excluding the public from a portion of the meeting, which will inhibit the public body's ability to obtain needed legal advice, which is contrary to the public interest; and
- H. New requirement that public bodies be permitted to exclude the public from discussion of personnel matters only with the written consent of the potentially affected employee, thereby inhibiting the public body's ability to take necessary actions on personnel matters; and
- I. New requirements for more extensive minutes of public body meetings, such as the inclusion of each member's stated reasons for his or her actions or vote, the identity of each member of the public who spoke and a summary of what was said, which shall cause the preparation of minutes to be more time consuming and costly; and
- J. Confusing new requirements pertaining to disclosure of recordings of meetings, including making recordings promptly available after meetings, and somehow incorporating such recordings with meeting minutes; and
- K. New requirements that minutes would include electronic communications concerning public business among an effective majority of the members that occurred prior to a meeting, which would be an unworkable and ineffective imposition on municipalities, and would purport to make pre-meeting communications somehow become part of the meeting itself, an unprecedented expansion of the meeting concept; and
- L. New requirements for maintaining on the municipal website schedules of meetings, agendas, notices of emergency meetings, minutes, resolutions and ordinances to the extent not already set forth in the minutes, and closed meetings resolutions, for a period at least five years, which would result in additional costs for posting and maintaining website information.

**WHEREAS**, there is no justifiable basis for the imposition of the burdensome and cost generative provisions of S-1351; and

**WHEREAS**, portions of S-1351 place financial, time, manpower and other burdens on municipalities at a time when municipalities are constrained to layoff municipal employees, impose furloughs, reduce departmental budgets so that municipalities can meet strict CAP requirements even when revenues are decreased and operating costs continue to climb; and

**WHEREAS**, the cost generative provisions of S-1351 are unfunded mandates that violate the "State Mandate, State Pay" amendment to the New Jersey Constitution.

**NOW THEREFORE BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, for the reasons stated above, do hereby oppose Senate Bill No 1351 in its current form, and urge the New Jersey State Senate and Assembly to oppose this Bill; and Township of Long Beach; and

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to State Senator Loretta Weinberg, State Senator Stephen Sweeney, the members of the Senate and Budget Appropriations Committee, the legislators of the 9<sup>th</sup> State Legislative District, the New Jersey State League of Municipalities, and the Municipal Clerks Association of New Jersey.

Lynda Wells, Municipal Clerk explained these changes would place burdensome and cost generative regulations on matters concerning various public information issues.

10. Resolution 11-0610.09: Support for the fair distribution of State Aid for Education

**RESOLUTION 11-0610.09**

**SUPPORT THE FAIR DISTRIBUTION OF STATE AID FOR EDUCATION**

**WHEREAS**, the Board of Commissioners of the Township of Long Beach, County of Ocean believes that every child should have equal resources of state aid distributed by the legislature for an education in the State of New Jersey by utilizing a fair school funding mechanism; and

**WHEREAS**, the current distribution of state aid for education to the school has not been distributed in a fair and equitable manner to provide property tax relief to all the citizens of the State of New Jersey; and

**WHEREAS**, Article III, Paragraph 1 of the New Jersey State Constitution states "The powers of government shall be divided among three distinct branches; the legislative, executive, and judicial. No person or persons belonging to or constituting one branch shall exercise any of the powers properly belonging to either of the others, except as expressly provided in this Constitution"; and

**WHEREAS**, Article VIII, Section IV, Paragraph 1 of the New Jersey State Constitution states "the legislature shall provide for the maintenance and support of a thorough and efficient system of free public schools for the instruction of all children in the State between the ages of five and eighteen years"; and

**WHEREAS**, Article VIII, Section IV, Paragraph 2 of the New Jersey State Constitution states "the fund for the support of free public schools...shall be annually appropriated to the support of free public schools, and for the equal benefit of all the people of this State"; and

**WHEREAS**, Article VIII, Section I, Paragraph 7.a of the New Jersey State Constitution states the income tax is to be "annually appropriated...exclusively for the purpose of reducing or offsetting property taxes; and

**WHEREAS**, this body can no longer bear the burden of the continued diversion of its fair share of state school aid for the students between the ages of five and eighteen years of age who reside within this jurisdiction.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach, County of Ocean does hereby call upon the Legislature of the State of New Jersey to fulfill its constitutionally assigned duty to distribute the state aid for education to the school districts in this state in a fair manner that is for the equal benefit of all the people of the state and not by means that are prejudiced by the actions of special interests that may have been presented before the Court or other venue.

**BE IT FURTHER RESOLVED** that the Municipal Clerk is hereby directed to forward certified copies of this resolution to the following:

- Governor Chris Christie
- Senate President Stephen Sweeney
- Senate Minority Leader Thomas Kean, Jr.
- Assembly Speaker Sheila Oliver
- Assembly Minority Leader Alex DeCroce

Lynda Wells, Municipal Clerk explained the resolution urged the legislature to continue to distribute state aid to the school districts as established.

11. Resolution 11-0610.10: Oppose Assembly Bill A-3285 which would impose restrictive changes to the bidding process

**RESOLUTION 11-0610.10**

**RESOLUTION OPPOSING THE PASSAGE OF A-3285**

**WHEREAS**, A-3285 would require that certain public contract bid advertisements include certified cost estimates or estimate ranges of projected contract cost and it would amend the grounds for rejection of all bids; and

**WHEREAS**, advocates for A-3285 argue that the best interests of taxpayers are served by the provisions of A-3285 because it promotes, they claim, openness and broad dissemination of

**WHEREAS**, we agree that taxpayers are best served by openness and broad dissemination of information, however, A-3285 would, in fact, limit a competitive process that is the foundation of the Local Public Contracts Law and would not best serve the public interest; and

**WHEREAS**, A-3285 would require a municipality to include, in the public advertisement, its cost estimate or cost estimate ranges, for construction projects in excess of \$500,000.00, and also amends the provision to reject all bids; and

**WHEREAS**, one of the amendments would permit a municipality to reject all bids only if the lowest bid substantially exceeds the municipality's cost estimates or cost estimate ranges for the good or services as published and attested; and

**WHEREAS**, as a result of this amendment, all contracts, including goods and services, over the contracting unit's bid threshold will now require the public advertisement for bids to include cost estimates or cost estimate ranges; and

**WHEREAS**, municipal engineers and other design professionals typically prepare the project cost estimates based on the current industry cost and bids received for similar projects in different municipalities these; estimates tend to be in the middle of the current industry cost; and

**WHEREAS**, we are concerned that A-3285 will create the "floor" as opposed to a "ceiling" for bid pricing, removing the incentive for competitiveness and prohibit a municipality from receiving the best possible price for the project; and

**WHEREAS**, requiring the advertisement of the cost will lead to unfair pricing and increased cost for already strained taxpayers; and

**WHEREAS**, A-3285 also has the potential to expose municipalities to protracted disputes and litigation.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach, County of Ocean does hereby strongly oppose the passage of A-3285 as it will delay construction projects, lead to increased costs, limit the rejection of bids and expose municipalities to protracted disputes and litigation; and

**BE IT FURTHER RESOLVED** that the Municipal Clerk is hereby directed to forward certified copies of this resolution to the following:

- Governor Chris Christie
- Senate President Stephen Sweeney
- 9<sup>th</sup>, 10<sup>th</sup> and 30<sup>th</sup> District Legislators
- Assembly Speaker Sheila Oliver
- NJ State League of Municipalities

Lynda Wells, Municipal Clerk explained this bill would require bid specifications to include cost estimates for the project. This would prevent bids from coming in below the engineers estimated cost.

Motion to approve items 2 thru 11:

Motion: Knarre

Ayes:Knarre, Bayard, Mancini

Second: Bayard

Nays:

### **CONTRACTS AND AWARDS**

12. Resolution 11-0610.11(a-e): Approve various change orders as follows:

- a) Utility Systems: 2010 Sewer Main Project +\$94,103.34 (Additional work was required to locate and excavate the existing mains.)
- b) Derstine Co., LLC: Replacement of filters in the Beach Haven Terrace Water Treatment Plant: +\$40,380.00 (Additional work was required to mitigate the existing structure.)
- c) P & A Construction Co., Inc., 2009 Sewer Main Project; +\$173,552.32 (Additional work was required to locate, excavate and modify the existing mains.)
- d) P & A Construction Co., Inc., 2009 Water Main Project; +\$161,026.98 (Additional work was required to locate, excavate and remove debris from the existing mains.)
- e) P & A Construction Co., Inc., 2010 Water Main Project +97,130.90 (Additional work was required to locate, excavate and provide additional fittings to the existing mains.)

#### **RESOLUTION 11-0610.11(a)**

### **RESOLUTION AUTHORIZING A CHANGE ORDER FOR THE 2010 SEWER MAIN INSTALLATION PROJECT ON LONG BEACH BLVD. BETWEEN 31<sup>ST</sup> AND 39<sup>TH</sup> STREETS IN THE TOWNSHIP OF LONG BEACH**

**WHEREAS** Utility Systems, was awarded a contract for the 2010 Sewer Main Installation Project on Long Beach Blvd. between 31<sup>st</sup> and 39<sup>th</sup> Streets in the Township of Long Beach per Resolution 10-1119.07(a), in the amount of Four hundred Seventy One Thousand Four Hundred Seventy Seven Dollars (\$471,477.00); and

**WHEREAS**, as a result of unforeseen subsurface conditions, wherein the exact location of the existing sewer and water facilities as well as other utilities were unknown, the Contractor incurred additional costs of excavation to locate sewer and water utilities and adjust same to avoid conflicts; and

**WHEREAS**, as a result of utility conflicts, additional water main connections were required at various locations along Long Beach Boulevard; and

**WHEREAS**, these changes have resulted in Change Order #1 of the original contract and has been approved and certified by the Municipal Engineer. Said detailed Certification contains all the facts associated with this Change Order in accordance with state statutes and is attached hereto.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach at a regular scheduled meeting, (not less than two-thirds (2/3) of the members thereof affirmatively concurring) this 10<sup>th</sup> day of June 2011 that Utility Systems, P.O. Box 28, Colonia, NJ 07067 be and is hereby awarded Change Order #1 in an amount not to exceed, Ninety Four Thousand One Hundred Three Dollars and Thirty Four Cents (\$94,103.34) for payment of the additional work required to complete the 2010 Sewer Main Installation Project for the Water/Sewer Department of the Township of Long Beach.

#### **RESOLUTION 11-0610.11(b)**

### **RESOLUTION AUTHORIZING A CHANGE ORDER FOR THE 2010 WATER TREATMENT PLANT HORIZONTAL PRESSURE FILTER MAINTENANCE WORK IN THE TOWNSHIP OF LONG BEACH**

**WHEREAS** Derstine Co., LLC, was awarded a contract for the 2010 Water Treatment Plant Horizontal Pressure Filter Maintenance Work in the Township of Long Beach per Resolution 10-1119.07(b), in the amount of Ninety Nine Thousand Dollars (\$99,000.00); and

**WHEREAS**, as a result of unforeseen conditions in the interior of the existing structures additional work was required; and

**WHEREAS**, these changes have resulted in Change Order #1 of the original contract and has been approved and certified by the Municipal Engineer. Said detailed Certification contains all the facts associated with this Change Order in accordance with state statutes and is attached hereto.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach at a regular scheduled meeting, (not less than two-thirds (2/3) of the members thereof affirmatively concurring) this 10<sup>th</sup> day of June 2011 that Derstine Co., LLC , 320 Cow Path Rd., Souderton, PA 18964 be and is hereby awarded Change Order #1 in an amount not to exceed Forty Thousand Three Hundred Eighty Dollars (\$40,380.00) for payment of the additional work required to complete the 2010 Water Treatment Plant Horizontal Pressure Filter Maintenance Work in the Township of Long Beach.

**RESOLUTION 11-0610.11(c)**

**RESOLUTION AUTHORIZING A CHANGE ORDER FOR THE 2009 SEWER MAIN INSTALLATION PROJECT IN THE TOWNSHIP OF LONG BEACH**

**WHEREAS** P&A Construction Co., Inc, was awarded a contract for the 2009 Sewer Main Installation Project #S340023-02 in the Township of Long Beach per Resolution 10-0409.09(b), in the amount of One Million Five Hundred Fifty Five Thousand Five Hundred Seventy Five Dollars and Forty Cents (\$1,555,575.40); and

**WHEREAS**, as a result of unforeseen subsurface conditions, wherein the exact location of the existing utilities and services as well as other utilities were unknown, the Contractor incurred additional costs of excavation to locate utilities and adjust same as a result of utility conflicts; and

**WHEREAS**, in addition, as a result of field conditions, the Contractor was required to modify manholes, to adjust tie-ins, repair storm drains, and provide bypass for water line(s) in conflict with the sewer; and

**WHEREAS**, these changes have resulted in Change Order #1 of the original contract and has been approved and certified by the Municipal Engineer. Said detailed Certification contains all the facts associated with this Change Order in accordance with state statutes and is attached hereto.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach at a regular scheduled meeting, (not less than two-thirds (2/3) of the members thereof affirmatively concurring) this 10<sup>th</sup> day of June 2011 that P&A Construction Co., Inc., PO Box 28, Colonia, NJ 07067 be and is hereby awarded Change Order #1 in an amount not to exceed One Hundred Seventy Three Thousand Five Hundred Fifty Two Dollars and Thirty Two Cents (\$173,552.32) for payment of the additional work required to complete the 2009 Sewer Main Installation Project #S340023-02 in the Township of Long Beach.

**RESOLUTION 11-0610.11(d)**

**RESOLUTION AUTHORIZING A CHANGE ORDER FOR THE 2009 WATER MAIN INSTALLATION PROJECT IN THE TOWNSHIP OF LONG BEACH**

**WHEREAS** P&A Construction Co., Inc, was awarded a contract for the 2009 Water Main Installation Project 1517001-009 in the Township of Long Beach per Resolution 10-0409.09(a), in the amount of One Million Three Hundred Sixteen Thousand One Hundred Nine Dollars and Eighty Three Cents (\$1,316,109.83); and

**WHEREAS**, as a result of unforeseen subsurface conditions, wherein the exact location of the existing water services as well as other utilities were unknown, the Contractor incurred additional costs to excavate and locate services and adjust the main location as a result of utility conflicts; and

**WHEREAS**, in addition, meadow mat material was encountered in the excavation and required special handling and disposal methods; and

**WHEREAS**, these changes have resulted in Change Order #1 of the original contract and has been approved and certified by the Municipal Engineer. Said detailed Certification contains all the facts associated with this Change Order in accordance with state statutes and is attached hereto.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach at a regular scheduled meeting, (not less than two-thirds (2/3) of the members thereof affirmatively concurring) this 10<sup>th</sup> day of June 2011 that P&A Construction Co., Inc., PO Box 28, Colonia, NJ 07067 be and is hereby awarded Change Order #1 in the amount not to exceed, One Hundred Sixty One Thousand Twenty Six Dollars and Ninety Eight Cents (\$161,026.98) for payment of the additional work required to complete the 2009 Water Main Installation Project 1517001-009 in the Township of Long Beach.

**RESOLUTION 11-0610.11(e)**

**RESOLUTION AUTHORIZING A CHANGE ORDER FOR THE 2010 WATER MAIN INSTALLATION PROJECT IN THE TOWNSHIP OF LONG BEACH**

**WHEREAS** P&A Construction Co., Inc, was awarded a contract for the 2010 Water Main Replacement Project 1517001-010 in the Township of Long Beach per Resolution 11-0204.07(b), in

the amount of One Million Three Hundred Sixteen Thousand Three Hundred Twenty Dollars and Two Cents (\$1,316,320.02); and

**WHEREAS**, as a result of unforeseen subsurface conditions, wherein the exact location of the water services as well as other utilities were unknown, the Contractor incurred additional costs of excavation to locate services and adjust the main location as a result of utility conflicts; and

**WHEREAS**, connection to the existing main at various street intersections required additional fittings and extensions a result of the deteriorated existing water main conditions. The contractor also encountered a water service size that required a 1 ½ " meter pit size; and

**WHEREAS**, these changes have resulted in Change Order #1 of the original contract and has been approved and certified by the Municipal Engineer. Said detailed Certification contains all the facts associated with this Change Order in accordance with state statutes and is attached hereto.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach at a regular scheduled meeting, (not less than two-thirds (2/3) of the members thereof affirmatively concurring) this 10<sup>th</sup> day of June 2011 that P&A Construction Co., Inc., PO Box 28, Colonia, NJ 07067 be and is hereby awarded Change Order #1 in an amount not to exceed Ninety Seven Thousand One Hundred Thirty Dollars and Ninety Cents (\$97,130.90) for payment of the additional work required to complete the 2010 Water Main Installation Project 1517001-010 in the Township of Long Beach.

13. Resolution 11-0610.12: Approve the purchase of new sewer lateral for 1809 Beach Avenue, per quote:  
SL Macintyre Underground, LLC, \$10,856.00

**RESOLUTION 11-0610.12**

**RESOLUTION AUTHORIZING THE REPLACEMENT OF A SANITARY SEWER LATERAL AT 1809 BEACH AVENUE IN THE NORTH BEACH HAVEN SECTION OF LONG BEACH TOWNSHIP, PER QUOTATION**

**WHEREAS**, the Township of Long Beach has solicited quotations to furnish and install a sanitary sewer lateral at 1809 Beach Avenue in the North Beach Haven section of Long Beach Township and to mill and pave the associated trench for the Water/Sewer Department; and

**WHEREAS**, in response to the solicitation of quotations, three (3) quotations were received as follows:

- Shore Connection, Inc.: \$19,500.00 Estimate #500 dated 6/2/11
- P & A Construction, Inc.: \$18,000.00 Quote dated 5/25/11
- S.L. MacIntyre Underground, LLC Estimate #331 dated 6/2/11  
\$10,856.00

; and

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

**WHEREAS**, S.L. MacIntyre Underground, LLC gave the lowest qualified quotation; and

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by Water/Sewer Other Expenses, account #1-09-55-549-029.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach this 10<sup>th</sup> day of June 2011, for the reasons aforesaid, that a purchase order be and is hereby authorized for issuance for:

S.L. MacIntyre Underground, LLC.  
P.O. Box 184  
Manahawkin, NJ 08050

to furnish and install a sanitary sewer lateral at 1809 Beach Avenue in the North Beach Haven section of Long Beach Township and to mill and pave the associated trench for the Water/Sewer Department in an amount not to exceed Ten Thousand Eight Hundred Fifty Six Dollars (\$10,856.00) as per Estimate #331 dated June 2<sup>nd</sup> 2011.

Motion to approve items 12 & 13:

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

**FINANCIAL APPROVALS**

14. Resolution 11-0610.13(a&b): Approve the release of Maintenance Bonds:  
a) LUB 50-06 - \$900.00  
b) LUB 14-07 - \$3,290.00

**RESOLUTION 11-0610.13(a)**

**WHEREAS**, the Township of Long Beach received from Arch Insurance Company Bond No. SU1030198 dated June 1, 2007 in the amount of Ten Thousand Three Hundred Thirty Six Dollars (\$10,336.00) and Cashier's Check No. 136283960 dated June 6, 2007 in the amount of Three Thousand Eight Hundred Seventy Six Dollars (\$3,876.00) drawn on Wachovia Bank, as the required Performance Bond for Minor Sub-division Application #LUB-50-06, Block 15.113, Lots 5 & 6 (19 E. 42<sup>nd</sup> Street, Brant Beach, NJ) pursuant to Resolution 07-0615.15 dated June 15, 2007; and

**WHEREAS**, pursuant to Resolution 09-0605.11(b) the municipal engineer and solicitor approved the retention of Nine Hundred Dollars (\$900.00) as the required Maintenance Bond for LUB-50-06; and

**WHEREAS**, the municipal engineer has finally inspected Block 15.113, Lots 5 & 6 (19 E. 42<sup>nd</sup> Street, Brant Beach, NJ) and has determined that the Performance Bond in the amount of Thirteen Thousand Eight Hundred Ninety Two Dollars (\$13, 892.00) plus accrued interest be released pursuant to Resolution 09-0605.11(b); and

**NOW, THEREFORE, BE IT RESOLVED**, the Board of Commissioners do hereby release the Maintenance Bond in the amount of Nine Hundred Dollars (\$900.00) to Jane Petri.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach hereby approves a Maintenance Bond in the amount of Nine Hundred Dollars (\$900.00) be retained for Minor Sub-division #LUB-50-06, as per the recommendation and certification of the Township Engineer.

**RESOLUTION 11-0610.13(b)**

**WHEREAS**, the Township of Long Beach received from Mark L. Shapiro pursuant to Resolution 08-0808.09 Cashier's Check No. 805-04070 dated June 8, 2008 in the amount of Twenty Four Thousand One Hundred Twenty Six Dollars and Thirty Cents (\$24,126.30) drawn on Commerce Bank, as the required Performance Bond for Minor Sub-division #LUB-14-07, Block 11.28, Lot 1.03; and

**WHEREAS**, the municipal engineer had inspected Minor Sub-division #LUB-14-07 and certified the Performance Bond plus accrued interest be released and that a Maintenance Bond in the amount of Three Thousand Two Hundred Ninety Dollars (\$3,290.00) be retained; and

**WHEREAS**, the Board of Commissioners of the Township of Long Beach hereby accepted Check #805-07335 drawn on TD Bank in the amount of \$3,290.00 as the Maintenance Bond and released the amount of \$24,126.30 plus accrued interest representing the required Performance Bond for the above mentioned property, as per the certification and recommendation of the Township Engineer as per resolution 09-0605.11(a); and

**WHEREAS**, the municipal engineer has finally inspected the Minor Subdivision and certified that all work is complete and satisfactory and recommends release of the Maintenance Bond in the amount of \$3,290.00.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach hereby approves the release of the Maintenance Bond in the amount of Three Thousand Two Hundred Ninety Dollars (\$3,290.00) for Minor Sub-division #LUB-14-07, as per the recommendation and certification of the Township Engineer.

15. Resolution 11-0610.14(a-d): Approve various Chapter 159's:

- 2011 Ocean County Tourism Grant; LIT Program \$1,030.00
- 2009 EMPG Exercise Pass Thru Grant: EOC Relocation Project; \$15,000.00
- 2011 Clean Communities \$32,673.19
- Emergency Notification System Mini Grant, \$25,000

**RESOLUTION 11-0610.14(a)**

**RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING AN AMENDMENT TO THE 2011 BUDGET TO ALLOW FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE AND APPROPRIATION PURSUANT TO N.J.S.A. 40A: 4-87 (CHAPTER 159): LIFEGUARD IN TRAINING (LIT) TOURNAMENT**

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such items have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

**WHEREAS**, N.J.S.A. 40A:4-87 further provides that the Director may approve the insertion of an appropriation item of an amount equal to any such special item of revenue making such item of revenue available for expenditure; and

**WHEREAS**, the Ocean County Board of Chosen Freeholders and the Ocean County Tourism Advisory Council has approved a grant to the Township of Long Beach in the amount of \$1,030.00; and

**WHEREAS**, it is the desire of the Township of Long Beach to amend the 2011 Municipal Budget to provide for the insertion of this grant as a source of revenue and an expenditure appropriation.

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

1. That the Board of Commissioners do hereby authorize an Amendment to the 2011 Municipal Budget to provide for the insertion of a Chapter 159 (N.J.S.A. 40A:4-87) Special Item of Revenue as follows:

GENERAL REVENUES

Miscellaneous Revenues

Section F: Special Items of General Revenue Anticipated with Prior

Written Consent of the Director of Local Government Services –

Public and Private Revenues Offset with Appropriations:  
OCEAN COUNTY TOURISM – LIFEGUARD IN TRAINING  
(LIT) TOURNAMENT \$1,030.00

2. That the Board of Commissioners do hereby further authorize an Appropriation of an equal sum under the caption of:

GENERAL APPROPRIATION:

OPERATIONS – Excluded from CAPS:  
Public and Private Programs Offset by Revenues:  
OCEAN COUNTY TOURISM – LIFEGUARD IN TRAINING  
(LIT) TOURNAMENT \$1,030.00

There is a local match of \$1,030.00 from the matching funds for grants line item in our 2011 budget.

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.

**RESOLUTION 11-0610.14(b)**

**RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING AN AMENDMENT TO THE 2011 BUDGET TO ALLOW FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE AND APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159) EMERGENCY MANAGEMENT PERFORMANCE GRANT**

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof shall not have been determined at the time of the adoption of the budget; and

**WHEREAS**, N.J.S.A. 40A:4-87 further provides that the Director may approve the insertion of an appropriation item of an amount equal to any such special item of revenue making such item of revenue available for expenditure; and

**WHEREAS**, the State of New Jersey Department of Law and Public Safety has approved a grant in the amount of \$15,000.00; and

**WHEREAS**, it is the desire of the Board of Commissioners of the Township of Long Beach to amend the 2011 Municipal Budget to provide for the insertion of this grant as a source of revenue and an expenditure appropriation.

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

1. That the Board of Commissioners does hereby authorize an amendment to the 2011 Municipal Budget to provide for the insertion of a Chapter 159 (N.J.S.A. 40A:4-87) Special Item of Revenue as follows:

GENERAL REVENUES

Miscellaneous revenues

Section F: Special Items of General Revenue anticipated with prior written consent of the Director of Local Government Services – public and private revenues offset with appropriations:

EMERGENCY MANAGEMENT PERFORMANCE GRANT: \$15,000.00

2. That the Board of Commissioners does hereby further authorize an appropriation of an equal sum under the caption of:

GENERAL APPROPRIATION:

(A) OPERATIONS – Excluded from CAPS:

Public and private programs offset by revenues:

EMERGENCY MANAGEMENT PERFORMANCE GRANT: \$15,000.00

There is a local match of \$15,000.00 from the matching funds for grants line item in our 2011 budget.

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.

**RESOLUTION 11-0610.14(c)**

**RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING AN AMENDMENT TO THE 2011 BUDGET TO ALLOW FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE AND APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159) CLEAN COMMUNITIES FY2011**

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof shall not have been determined at the time of the adoption of the budget; and

**WHEREAS**, N.J.S.A. 40A:4-87 further provides that the Director may approve the insertion of an appropriation item of an amount equal to any such special item of revenue making such item of revenue available for expenditure; and

**WHEREAS**, the State of New Jersey has approved a grant with an additional amount of \$32,673.19; and

**WHEREAS**, it is the desire of the Board of Commissioners of the Township of Long Beach to amend the 2011 Municipal Budget to provide for the insertion of this grant as a source of revenue and an expenditure appropriation.

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

1. That the Board of Commissioners does hereby authorize an amendment to the 2011 Municipal Budget to provide for the insertion of a Chapter 159 (N.J.S.A. 40A:4-87) Special Item of Revenue as follows:  
GENERAL REVENUES  
Miscellaneous revenues  
Section F: Special Items of General Revenue anticipated with prior written consent of the Director of Local Government Services – public and private revenues offset with appropriations:  
CLEAN COMMUNITIES FY 2011 WITH AN ADDITIONAL AMOUNT OF: \$32,673.19
2. That the Board of Commissioners does hereby further authorize an appropriation of an equal sum under the caption of:  
GENERAL APPROPRIATION:  
(A) OPERATIONS – Excluded from CAPS:  
Public and private programs offset by revenues:  
CLEAN COMMUNITIES FY 2009 WITH AN ADDITIONAL AMOUNT OF: \$32,673.19
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.

**RESOLUTION 11-0610.14(d)**

**RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING AN AMENDMENT TO THE 2011 BUDGET TO ALLOW FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE AND APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159) EMERGENCY MANAGEMENT PERFORMANCE GRANT**

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof shall not have been determined at the time of the adoption of the budget; and

**WHEREAS**, N.J.S.A. 40A:4-87 further provides that the Director may approve the insertion of an appropriation item of an amount equal to any such special item of revenue making such item of revenue available for expenditure; and

**WHEREAS**, the New Jersey Health Officers Association and its PHER/H1N1 Grant Steering Committee has approved a grant in the amount of 25,000.00; and

**WHEREAS**, it is the desire of the Board of Commissioners of the Township of Long Beach to amend the 2011 Municipal Budget to provide for the insertion of this grant as a source of revenue and an expenditure appropriation.

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

1. That the Board of Commissioners does hereby authorize an amendment to the 2011 Municipal Budget to provide for the insertion of a Chapter 159 (N.J.S.A. 40A:4-87) Special Item of Revenue as follows:  
GENERAL REVENUES  
Miscellaneous revenues  
Section F: Special Items of General Revenue anticipated with prior written consent of the Director of Local Government Services – public and private revenues offset with appropriations:  
EMERGENCY NOTIFICATION SYSTEM GRANT : \$25,000.00
2. That the Board of Commissioners does hereby further authorize an appropriation of an equal sum under the caption of:  
GENERAL APPROPRIATION:  
(A) OPERATIONS – Excluded from CAPS:  
Public and private programs offset by revenues:  
EMERGENCY NOTIFICATION SYSTEM GRANT: \$25,000.00
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.

16. Resolution 11-0610.15: Approve Bills & Payroll

Bills in the amount of:	\$ 1,737,778.27
Payrolls in the amount of:	\$ 787,374.92

**RESOLUTION 11-0610.15**

**RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE PAYMENT OF TOWNSHIP BILLS**

**WHEREAS**, the Chief Financial Officer and various Department Heads of the Township of Long Beach have carefully examined all vouchers presented for the payment of claims; and

**WHEREAS**, after due consideration of the said vouchers, the Board of Commissioners of the Township of Long Beach has approved payment of same; and

**WHEREAS**, Payroll Department has certified and submitted a request for approval of Township payroll in the amount of \$787,374.92.

**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 \$1,737,778.27 be and the same are hereby authorized to be paid on June 10, 2011.

2. The said approved payroll amounting to the sum of \$787,374.92 be and the same are hereby authorized to be paid on June 10, 2011.

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.

Lynda Wells, Municipal Clerk explained that Chapter 159's allow the insertion of new revenues into the adopted budget.

**Mayor Mancini** abstains from Southern Ocean County Medical Center voucher(s).

Motion to approve items 13 thru 16:

Motion: Knarre

Ayes: Knarre, Bayard, Mancini

Second: Bayard

Nays:

#### **COMMISSIONERS' REPORTS**

**Commissioner Knarre** announced the LBI Fest would be held between 11 a.m. and 6 p.m., June 11<sup>th</sup> at the municipal building. He also announced the summer concert series would begin July 5<sup>th</sup> and run through August 23<sup>rd</sup>, Tuesdays in Bayview Park; the Dog Parade was scheduled for Aug. 4<sup>th</sup> on the baseball field, and the LBI Board of Health was holding free cancer screenings at 20<sup>th</sup> Street in Ship Bottom on June 25<sup>th</sup>.

**Commissioner Knarre** also announced Ocean County Parks were sponsoring sports clinics that required registration in Long Beach Township.

**Commissioner Bayard** announced a new program from Ocean County, '2Good2Waste' which allowed residents to purchase/sell items for a maximum price of \$99 to encourage recycling of products instead of disposal. He noted the Township website would have the information for anyone interested.

**Commissioner Bayard** also reported P & A Construction would be finishing the water and sewer rehabilitation project this week and asked residents to call the Public Works office should they have any pipes or materials on their properties left behind by the contractor.

**Mayor Mancini** announced the next meeting of the Board of Commissioners would take place on Friday, June 24, 2011 at 4:00 p.m. at which time the public hearing for Ordinance 11-18C would be held.

**Mayor Mancini** also announced the next regular meeting of the Land Use Board would be held on Wednesday, July 13<sup>th</sup> at 7:00 p.m. in the 2<sup>nd</sup> floor multi-purpose room.

#### **OPEN PUBLIC SESSION**

**Joni Bacum**, 55th Street commended Commissioner Bayard and the Public Works employees for all of their help preparing for the special events scheduled in Bayview Park for the 2011 summer season.

**Mayor Mancini** asked Joni to explain the bus routes for the LBI Fest. Joni Bacum explained the free bus transportation would run all day from Barnegat Light to Holgate, stopping at designated bus stops.

**Paul Bandini**, W 66<sup>th</sup> St. asked for the status on fencing at the end of his street and also what the plans were for the north end of Bayview Park.

**Mayor Mancini** replied the park was recently surveyed to determine wetlands. He explained that Green Acres allows us to build parks for public use, noting that might include a volleyball court and extra parking.

**Commissioner Bayard** replied that the Twp. was waiting for the wetlands determination and plans for the park to make a decision regarding the fence.

**Bill Hutson**, Holgate, thanked Mayor Mancini for starting the idea of LBI Fest in 2010. He also added the bus schedule and stops were published in the Sandpaper.

#### **CLOSE PUBLIC SESSION**

Motion for adjournment at: 4:22 PM.

Motion: Knarre

Ayes: Knarre, 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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William P. Knarre, Commissioner