

**MINUTES**  
**REGULAR SESSION BOARD OF COMMISSIONERS JUNE 19, 2009**  
**Flag Salute**

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

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

Also in attendance: Bonnie M. Leonetti, Municipal Clerk  
Lynda J. Wells, Deputy Municipal Clerk  
Katharine M. Shackleton, Esq.

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 June 5<sup>th</sup> 2009 meeting and to approve the same as recorded in the minute book:

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

**AGENDA**

**PROCLAMATION:** Recognizing Dr. Anthony J. Picaro's 40 years of service to LBI

**Mayor Mancini** read the Proclamation aloud and presented him with a plaque from Long Beach Township. Dr. Picaro thanked the Board of Commissioners for this great honor and explained how he became established as a doctor and resident of Long Beach Island.

**PRESENTATION:** The newly established Motorcycle Unit of the Long Beach Township Police Department

**Mayor Mancini** introduced Sergeant Schnell.

**Sergeant Schnell** introduced the other members of the Motorcycle Unit, Ptl. Jeffrey Olson, Ptl. David Seegers, and Ptl. Gary Gore, and explained the new vehicles were equipped for all types of police calls, economical to operate, and had already represented the Township at several events. He asked the public to contact him for information or to schedule the Unit to appear for an event.

**ORDINANCES/PUBLIC HEARINGS**

1. Second Reading Ordinance 09-13C: **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 168 DEALS WITH SOLID WASTE.**

**ORDINANCE 09-13C**

**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 168 DEALS WITH SOLID WASTE.**

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

**PRELIMINARY STATEMENT**

The purpose of this Ordinance is to co-ordinate and update coded regulations with the current Solid Waste and Recycling requirements.

**SECTION I**

§168-1. of an Ordinance entitled, "**Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)**" is hereby amended by the alphabetical addition of definitions as follows:

COVERED PROJECT - A construction, renovation, or demolition project for which a building permit or a demolition permit is required, and for which a dumpster or roll-off container shall be placed on premise for the purpose of solid waste materials placement.

DESIGNATED RECYCLABLE MATERIALS - Means those materials designated within the Ocean County Solid Waste Management Plan to be source separated for the purpose of recycling.

DUAL STREAM – Commingled - all plastic bottles; aluminum and steel cans. Paper-magazines, catalogues, junk mail, used writing paper, newsprint, cardboard, office and school paper. No chipboard or pizza boxes.

ELECTRONIC WASTE - Shall mean a computer central processing unit and associated hardware including keyboards, modems, printers, scanners and fax machines' cathode ray tube, a cathode ray tube device, a flat panel display or similar video display device with a screen that is greater than 4 inches measured diagonally and that contains one or more circuit boards, including a television, and cell phones.

MULTI-FAMILY DWELLING - means any building or structure, or complex of buildings in which three or more dwelling units are owner-occupied or rented or leased, or offered for rental or lease, for residential purposes ( see NJSA 13:1E-99.13a) and shall include hotels, motels or there guest houses serving transient or seasonal guests as those terms are defined under subsection (j) of section 3 of the "Hotel and Multiple Dwelling Law," P.L. 1967, c 76 (C55:13-A-1 et seq.)

MUNICIPAL RECYCLING COORDINATOR - means the person or persons designated by the municipal governing body, and shall be authorized to, among other things, enforce the provisions of this Ordinance, and any rules and regulations which may be promulgated hereunder.

MUNICIPAL WASTE STREAM (MSW) - stream-means all solid waste generated as residential, commercial, and institutional establishments within the boundaries of the municipality of Long Beach.

RESIDENCE - Any occupied single-family or multifamily dwelling having up to four dwelling units per structure from which a municipal or private hauler collects solid waste.

SOLID WASTE - Garbage, refuse and other discarded solid material such as non-recyclable papers, ashes, debris, paper boxes, paper cartons, house sweeping accumulated by a householder in the ordinary course of housekeeping, odds and ends of plaster due to small

repairs, small pieces of wood under two feet in length and all refuse generated in the normal course of housekeeping, and covered projects under definition of this code.

SOURCE SEPARATION - means the process by which recyclable materials are separated at the point of generation by the generator thereof from solid waste for the purposes of recycling.

SOURCE SEPARATED RECYCLABLE MATERIALS - means recyclable materials which are separated at the point of generation by the generator thereof from solid waste for the purposes of recycling.

WHITE GOODS – Appliances, air conditioners, refrigerators, stoves, hot water heaters, ice makers, and freezers.

§168-1B of an Ordinance entitled “**Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)**” is hereby amended by the deletion of the following definitions:

RESIDENCE - Any occupied single-family or multi-family dwelling having up to four dwelling units per structure from which a municipal or private hauler collects solid waste.

SOLID WASTE - Garbage, refuse and other discarded solid material such as non-recyclable papers, ashes, debris, paper boxes, paper cartons, house sweeping accumulated by a householder in the ordinary course of housekeeping, odds and ends of plaster due to small repairs, small pieces of wood under two feet in length and all refuse generated in the normal course of housekeeping, not including, however, debris, trash and waste materials generated by building projects for which a building permit is required.

WHITE GOODS – Appliances, air conditioners, refrigerators, stoves, hot water heaters, ice makers, and freezers.

§168-2.G of an Ordinance entitled “**Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)**” is hereby amended as follows:

Remove the words “Recovery Road” and insert the words “Haywood Road”.

§168-3 of an Ordinance entitled “**Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)**” is hereby amended as follows:

Section A: Add the following sentence after the final sentence:

All commercial, institutional or industrial properties which provide outdoor litter receptacles shall also provide receptacles for designated recyclable materials in the location of the litter receptacle, and shall provide for separate recycling service for their contents.

Section B: Delete entire paragraph and add the following:

Commercial, industrial and institutional establishments within the Township of Long Beach shall separate from the municipal solid waste stream all recyclable materials hereinbefore defined in §168-1 and all such recyclable materials may be removed by an approved hauler with a receipt of disposal forwarded by the receiving facility to the Township Public Works Department.

Section C: Delete Section C and in lieu and instead thereof add a new Section C as follows:

Every business, institution, or industrial facility shall submit annually to the Municipal Recycling Coordinator, proof of removal of designated recyclable materials from their premises including the total weight and type of recycling material collected and recycled, and the vendor(s) providing said service.

Add a new Section, Section D, as follows:

All food service establishments as defined by the Retail Food Establishment Code of New Jersey (1965) and §96 of the Code of the Township of Long Beach shall comply with all recycling and solid waste disposal requirements defined herein and shall recycle grease and/or cooking oil generated in the processing of food or food products, and maintain such records as may be prescribed for inspection by any code enforcement officer.

Add a new Section, Section E, as follows:

Solid waste and recyclable materials shall be collected only between the hours of 6:30 a.m. and 5:00 p.m., local time prevailing.

A new Section, §168-3.1 is hereby added to an Ordinance “**Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)**” as follows:

§168-3.1 Exemptions.

Pursuant to N.J.S.A. 13:1E-99.16(d) persons occupying commercial, industrial or institutional premises, have more than 100 employees in any 12-month consecutive period, shall be exempt from Source Separation as defined in §168.1 if the proper disposition of the designated recyclable materials has otherwise been provided for. Qualifying exempt generators of solid waste shall file an application for exemption with the Municipal Recycling Coordinator.

§168-4 of an Ordinance entitled “**Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)**” is hereby amended as follows:

Sections B through H : Reidentify existing Sections as follows:

Section B shall be reidentified as Section D

Section C shall be reidentified as Section E

Section D shall be reidentified as Section F

Section E shall be reidentified as Section G

Section F shall be reidentified as Section H

Section G shall be reidentified as Section I

Section H shall be reidentified as Section J

Add new Section B as follows:

It shall be unlawful for solid waste collectors to collect solid waste that is mixed with or contains visible signs of designated recyclable materials. It shall also be unlawful for solid waste collectors to remove for disposal receptacles or bags as described in §168-2.A which visibly display a warning notice or some other device indicating that the load of solid waste contains designated recyclable materials.

Add new Section C as follows:

It shall be the responsibility of the property resident or occupant to properly segregate the uncollected solid waste for disposal or recycling. The accumulation of non-separated solid waste and recyclables shall be considered a violation of this chapter.

§168-6.B of an Ordinance entitled "**Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)**" is hereby amended as follows:

Insert the following prior to the final sentence:

Fines levied and collected pursuant to the provisions of this chapter shall be deposited into a dedicated fund to be established by the Certified Financial Officer of the Township of Long Beach and shall be used to provide compensation for municipal recycling expenses.

§168-6.C of an Ordinance entitled "**Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)**" is hereby amended as follows:

In the second sentence insert the words "Municipal Recycling Coordinator" after the words "The complaint shall be issued by the Health Officer of the Long Beach Township Department of Health" and before the words "the solid waste/recycling inspector".

In the second sentence remove the words "six months, or both fine and imprisonment.", and insert the words "90 days, or to perform community service for a term not to exceed 90 days."

#### **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.

#### **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 June 5, 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 June 19, 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 09-13C was duly adopted by the Board of Commissioners at their meeting held on Friday, June 19, 2009 at 4:00 p.m.

**Bonnie M. Leonetti, Municipal Clerk, Administrator** noted the purpose of this Ordinance was to coordinate and update coded regulations with the current Solid Waste and Recycling requirements.

Passed as on first reading at a regular meeting held on June 5<sup>th</sup> 2009 advertised in the BEACH HAVEN TIMES, issue of June 10<sup>th</sup> 2009.

OPEN PUBLIC HEARING

No comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 09-13C on Second Reading:

Motion: Bayard Ayes: Bayard, Mancini

Second: Mancini Nays:

2. Second Reading Ordinance 09-14C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" AS THE SAME IN SECTION 189 LIMITS PARKING.**

#### **ORDINANCE 09-14C**

**AN ORDINANCE AMENDING AN ORDINANCE** entitled, "**Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)**" as the same in Chapter 189 pertains to parking.

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

#### **STATEMENT OF PURPOSE**

This ordinance amends Section 189-23 of the Code of Long Beach Township to prohibit parking on the southerly side of Jerome Avenue between Long Beach Boulevard and Little Egg Harbor Bay and further to restrict parking within 25 feet of any driveway and within 50 feet of the intersection of Jerome Avenue and Long Beach Blvd.

#### **SECTION I**

§189-23 of an Ordinance entitled "**Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)**" is hereby amended by the insertion between the reference to Guard Avenue in Loveladies and Lagoon Drive North in North Beach of the following:

**Jerome Avenue in Beach Haven Park south side between Long Beach Boulevard and Little Egg Harbor Bay and on the north side within 25 feet of any driveway and within 50 feet of the intersection of Jerome Avenue with Long Beach Boulevard.**

#### **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.



and causing Bayview Park to be closed to transient visitors from 8:00 p.m. on August 11, 2009 until 8:00 a.m. on August 12, 2009; and

**WHEREAS**, during the Long Beach Island Arts Foundation Annual House Tour a temporary condition exists causing the need to suspend parking regulations on Long Beach Blvd. in Loveladies and North Beach on August 5<sup>th</sup> from 7:00 A.M. to 7:00 P.M.; and

**WHEREAS**, during the Long Beach Island Arts Foundation Arts & Crafts Festival a temporary condition exists causing the need to suspend parking regulations on the west side of Long Beach Blvd. in Loveladies July 25<sup>th</sup> at 12:00 A.M. through July 27<sup>th</sup> at 12:00 A.M. ; and

**WHEREAS**, because of the location of the Beach Badge Sales Office adjacent to the municipal building during the summer season it is necessary to limit parking on the south side of 68<sup>th</sup> Street to provide parking for beach badge purchases; and

**WHEREAS**, because of the location of the Observation Deck adjacent to the municipal building during the summer season it is necessary to limit parking in the designated area on the east side of Ocean Blvd. to provide parking for all visitors; and

**WHEREAS**, the area of Beach Avenue between Pennsylvania Avenue and Indiana Avenue in the Beach Haven Terrace section is heavily traveled Sunday mornings between 6:00 A.M. and 12:00 noon and sufficient parking is necessary to facilitate the public buildings in that area; and

**WHEREAS**, during the summer season, a temporary emergent condition exists on Maryland Avenue in the Beach Haven Terrace section of the Township; and

**WHEREAS**, during the summer season, a temporary emergent condition exists on West 22<sup>nd</sup> Street in Spray Beach between Long Beach Boulevard and Highland Avenue; and

**WHEREAS**, during the summer season, a temporary emergent condition exists on 69<sup>th</sup> Street by the Police gasoline pump in the Brant Beach section of the Township; and

**WHEREAS**, the Township of Long Beach is especially concerned for the safety of motorists traversing and contractors working on the streets of Long Beach Township during the busy and congested summer months; and

**WHEREAS**, during the summer season it is essential to maintain the public right-of-way in an unobstructed manner so as not to hinder the clear passage of pedestrians or vehicles; and

**WHEREAS**, several narrow alleyways are located in Long Beach Township which for safety considerations, should not be used as traffic thruways; and

**WHEREAS**, there is also the need to regulate parking at the two Loveladies parking areas, as well as the North Beach parking area by the public tennis courts; and

**WHEREAS**, the Long Beach Township park property located on Blk 7.13, Lot 1 in the Beach Haven Terrace section consists of a public pavilion and bathing beach located in a residential neighborhood; and

**WHEREAS**, the Holgate Township property currently being used as a public park located on Blk. 1.26 Lots 1 & 2 is a heavily populated residential zone and it is necessary to curtail activities in the park progressively as evening falls to assure the tranquility of the neighborhood.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach this 19<sup>th</sup> day of June 2009, for the reasons aforesaid that parking regulations on 45<sup>th</sup> Street through 50<sup>th</sup> Street in the Brant Beach area from August 4<sup>th</sup> through August 9<sup>th</sup> 2009 from 4:00 P.M. to 12:00 A.M. have been suspended; and

**BE IT FURTHER RESOLVED** by the Board of Commissioners of the Township of Long Beach that alternate side parking regulations have been suspended on August 12, 2009 from 6:00 a.m. until 6:00 p.m. to accommodate Waterfest exhibitors and visitors on the following streets:

Goodrich:	Entire Length
Brownson:	From Long Beach Blvd. to Ocean Blvd.
Dayton:	From Long Beach Blvd. to Ocean Blvd.
Burwell:	From Long Beach Blvd. to Ocean Blvd.
Coghlan:	From Long Beach Blvd. to Ocean Blvd.

and Bayview Park shall be closed to transient visitors from 8:00 p.m. on August 11, 2009 until 8:00 a.m. on August 12, 2009; and

**BE IT FURTHER RESOLVED** by the Board of Commissioners of the Township of Long Beach that parking regulations on Long Beach Blvd. in Loveladies and North Beach have been suspended the for the Long Beach Island Arts Foundation Annual House Tour on August 5<sup>th</sup> from 7:00 A.M. to 7:00 P.M.; and

**BE IT FURTHER RESOLVED** by the Board of Commissioners of the Township of Long Beach that parking regulations on the southbound shoulder lane of Long Beach Blvd. in Loveladies during the Long Beach Island Arts Foundation Arts & Crafts Festival have been suspended from July 25<sup>th</sup> at 12:00 A.M. through July 27<sup>th</sup> at 12:00 A.M.; and

**BE IT FURTHER RESOLVED** by the Board of Commissioners of the Township of Long Beach that parking is allowed in the designated spaces at the two public parking areas in Loveladies by the tennis courts; and

**BE IT FURTHER RESOLVED** that in North Beach the public parking area at the tennis courts is as follows: 1. Parallel parking along the northerly fence is permitted as far as the easterly most fence of the tennis courts. 2. Other parking will be allowed in designated spaces with two spaces reserved for Beach Patrol personnel and two spaces reserved for active tennis players; and

**BE IT FURTHER RESOLVED** that parking on the south side of 68th Street between Long Beach Boulevard and Ocean Boulevard shall be limited to 15 minutes; and

**BE IT FURTHER RESOLVED** that parking be prohibited from the intersection of Ocean Blvd. and 69<sup>th</sup> Street for 158 ft. west of Ocean Blvd.; and

**BE IT FURTHER RESOLVED** that parking for the Observation Deck on the east side of Ocean Boulevard between 68<sup>th</sup> and 69<sup>th</sup> Streets shall be limited to 2 hours; and

**BE IT FURTHER RESOLVED** that parking restrictions in the area of Beach Avenue between Pennsylvania and Indiana Avenues in the Beach Haven Terrace section of the Township be suspended on Sunday mornings from 6:00 a.m. until 12:00 p.m.; and

**BE IT FURTHER RESOLVED** that Maryland Avenue in Beach Haven Terrace be and is hereby designated a one-way street west bound with no turn on red, between Long Beach Blvd. and Beach Avenue; and

**BE IT FURTHER RESOLVED** that parking will not be allowed at any time on West 22<sup>nd</sup> Street in Spray Beach between Long Beach Boulevard and Highland Avenue; and

**BE IT FURTHER RESOLVED** that no hoses used by bulkheaders or pile-drivers may be run across any public street, no road openings for service connections may be made; and

**BE IT FURTHER RESOLVED** that no structure may be temporarily relocated into the public right-of-way; and

**BE IT FURTHER RESOLVED**, that alleyways less than twenty feet (20') wide shall not be used for thru traffic; and

**BE IT FURTHER RESOLVED** that the public tennis courts in Holgate will close at 8:00 p.m. and the parks in Holgate and Beach Haven Terrace will close completely at 9:00 p.m. daily until 8:00 a.m. the next day; and

**BE IT FURTHER RESOLVED** that the aforementioned emergency regulations shall be effective commencing June 19, 2009 through September 8, 2009 except where otherwise specified; and

**BE IT LASTLY RESOLVED** that the Commissioner of Public Works & Property is hereby specifically directed to post the appropriate signs and designations in those areas when applicable and in those areas described.

#### **RESOLUTION 09-0619.02(b)**

**WHEREAS**, the provisions of N.J.S.A. 39:4-197.2 provide that municipalities may pass ordinances, resolutions or regulations to regulate traffic and parking along and upon any county road or part thereof lying within its corporate limits, in the same manner and to the same extent that it is authorized by law to regulate same upon municipal roads and streets; and

**WHEREAS**, N.J.S.A. 39:4-197.3 provides that any municipality may, upon the adoption of a resolution declaring that an emergency temporary condition dictates the adoption of a special traffic regulation for a period of effectiveness not to exceed three (3) months past such resolution; and

**WHEREAS**, during the summer season a temporary emergent condition exists while the Township of Long Beach is inundated in the months of June, July and August with visitors and residents enjoying not only the public beaches but other recreational activities as well; and

**WHEREAS**, the traffic on Township streets including all side streets as well as Long Beach Boulevard is tremendous during these months; and

**WHEREAS**, the health and public safety of all the citizens and visitors to the Township is of the utmost importance to the Board of Commissioners of the Township; and

**WHEREAS**, street hockey, baseball, basketball and other similar games during these months in the public streets is dangerous to the participants as well as vehicle operators; and

**WHEREAS**, to avoid catastrophic incidences, accidents and potential litigation regarding same, the use of public streets for games playing must be eliminated; and

**WHEREAS**, Long Beach Township Municipal Code Chapter 135 Section 2 prohibits the use of skate boards and roller skates on any of the public streets running northeast and southwest within the Township of Long Beach; and

**WHEREAS**, during the summer months, the Township is a resort community and is desirous of utilizing the northeast and southwest streets except for Long Beach Blvd. for recreational use by skate boarders, roller skaters, joggers, walkers, and more than two wheel bicycles along the shoulder area.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach this 19<sup>th</sup> day of June 2009 that all street games, whether organized or unorganized, such as, but not limited to, hockey, basketball, softball, kick ball, baseball etc. are hereby prohibited on all public streets within the Township of Long Beach temporarily; and

**BE IT FURTHER RESOLVED** that skate boards, roller skating, skating of any type, jogging, more than two wheel bicycles, and baby/child transport apparatus are prohibited on the cart-way of Long Beach Blvd., between the Borough of Ship Bottom and the Borough of Beach Haven. All other streets in Long Beach Township are exempted from this prohibition. The aforementioned activities shall abide by prevailing governmental rules and regulations; and

**BE IT FURTHER RESOLVED** that the aforementioned emergency regulations be effective commencing June 19, 2009 through September 8, 2009.

#### **RESOLUTION 09-0619.02(c)**

**WHEREAS**, the Long Beach Township Board of Commissioners received a request for permission to waive alternate side parking regulations on the following streets for the below-listed events between the hours of 5:00 p.m. and 11:00 p.m.:

#### **EVENTS**

- Friday, July 3, 2009: Free movie at dusk "Finding Nemo"
- Friday, July 10, 2009: Free concert "Verdict" 7:00 pm – 9:00 pm
- Friday, July 17, 2009: Free movie at dusk "Shrek"
- Friday, July 24, 2009: Free performance by the "Our Gang Players" 7:00 pm – 9:00 pm
- Friday, August 14, 2009: Free movie at dusk "Firehouse Dog"
- Friday, August 21, 2009: Free concert "Brian Clayton & The Green River Band" 7:00 pm – 9:00 pm

**WHEREAS**, the Long Beach Township Board of Commissioners received a request for permission to waive alternate side parking regulations on the following streets for the below-listed event between the hours of 6:00 a.m. and 12:00 p.m.:

- Friday, August 14, 2009: "Dog Daze" Dog Parade @ 9:00 am

## STREETS

- Goodrich: entire length
- Brownson: from Long Beach Blvd. to Ocean Blvd.
- Dayton: from Long Beach Blvd. to Ocean Blvd.
- Burwell: from Long Beach Blvd. to Ocean Blvd.
- Coughlin: from Long Beach Blvd. to Ocean Blvd.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach does hereby approve the waiver of parking regulations as described above. the Board of Commissioners at a regular meeting held Friday, June 19, 2009.

### RESOLUTION 09-0619.02(d)

**WHEREAS**, the Terrace First United Methodist Church scheduled special events wherein temporary conditions will exist causing the need to suspend the no parking regulations on Beach Avenue in the area of New Jersey and Indiana Avenues on:

- Saturday, June 20, 2009 from 7:00 A.M. to 4:00 P.M. – Flea Market
- Friday, July 17, 2009 from 4:00 P.M. to 9:00 P.M. – Fish Dinner
- Saturday, October 10, 2009 from 6 A.M. to 6:00 P.M. - Holiday Bazaar & Food Fest
- Saturday November 14, 2009 from 4:00 P.M. to 8:00 P.M. - Roast Pork Dinner

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach does hereby grant permission for the above cited temporary parking allowances as requested.

5. Resolution 09-0619.03: Re-appoint Municipal Tax Assessor: 4-year term Tracy Hafner: July 1, 2009 through June 30, 2013

### RESOLUTION 09-0619.03

**BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, at the Public Meeting held this 19<sup>th</sup> day of June, 2009 that, pursuant to N.J.S.A. 40A:9-148, Tracy Hafner be and is hereby appointed the Municipal Tax Assessor of the Township of Long Beach effective July 1, 2009 through June 30, 2013.

**Bonnie M. Leonetti, Municipal Clerk, Administrator** noted this was a statutory requirement.

6. Resolution 09-0619.04: Approve personnel actions

### RESOLUTION 09-0619.04

**BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach: Re-appoint Sharon Bongiovani as Deputy Registrar for the Township of Long Beach effective July 1, 2009 for a term of 3 (three) years.

Re-appoint Lynda Wells as Alternate Deputy Registrar for the Township of Long Beach effective July 1, 2009 for a term of 3 (three) years.

Extend the Temporary Full Time employment for Health Department Graduate Nurse (Public Health) Ann Pepe at the same rate of pay effective retro-active to June 16, 2009.

## POLICE

Change Seasonal Class II Special Law Enforcement Officer's rate of pay to \$15.00 per hour effective June 20, 2009. Roelof Minnes Jr.

Hire the following as Seasonal Class II Special Law Enforcement Officers at a rate of \$11.00 per hour to be paid from the Police Salary & Wage effective June 27, 2009.

Timothy Butler	Matthew LaBue	Philip Calanni
Cory Chadwick	Justine Hoffman	Brian Woodruff

## PUBLIC WORKS

Hire William Knarre as a Part-time Seasonal Laborer to do Code Inspections at a rate of \$13 per hour effective June 22, 2009 to be paid equally from Public Works Salary & Wage and Construction Salary & Wage accounts.

Hire temporary employee Darron Garabo as a Permanent Fulltime Laborer as an annual Salary of \$26,00.00 to be pro-rated effective June 22, 2009 paid from the Public Works Salary & Wage.

## BEACH PATROL

**Approval of the following actions are subject to receipt and acceptance of all required paperwork.**

Hire the following Seasonal Beach Badge Program Assistant Supervisor at the rate of \$9.70 per hour to be paid from the Beach Badge Salary & Wage effective June 20, 2009.

Carol Boyle

Hire the following Seasonal Beach Badge Program Seller/Checkers at the rate of \$8.20 per hour to be paid from the Beach Badge Salary & Wage effective June 20, 2009.

Autumn Herring

Hire the following Seasonal Beach Badge Program Seller/Checkers at the rate of \$8.10 per hour to be paid from the Beach Badge Salary & Wage effective June 20, 2009.

Lindsey Houck	Myumi Kalinowski	Amber Riddell	Michelle Gilligan
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Change the following employees' title to Seasonal Lifeguard Assistant Chief with a new rate of pay to \$172.00 per day to be paid from the Lifeguard Salary & Wage effective June 20, 2009.

Matthew Edson

Change the following employees' title to Seasonal Lifeguard Assistant Chief with a new rate of pay to \$171.00 per day to be paid from the Lifeguard Salary & Wage effective June 20, 2009.

Emily Cherry

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 20, 2009.

Shannon Dries	Joshua Wall
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Change the following employees' title to Seasonal Lifeguard Captain with a new rate of pay to \$153.00 per day to be paid from the Lifeguard Salary & Wage effective June 20, 2009.

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 20, 2009.

Jared Angelozzi Andrew Croft

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 20, 2009.

Stephen Burke Thomas Duralek Louis Formica

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 20, 2009.

Matthew Stutz

Change the following employees' title to Seasonal Lifeguard Lieutenant with a new rate of pay to \$147.00 per day to be paid from the Lifeguard Salary & Wage effective June 20, 2009.

William Galese

Change the following employees' title to Seasonal Lifeguard Lieutenant with a new rate of pay to \$128.00 per day to be paid from the Lifeguard Salary & Wage effective June 20, 2009.

Daniel Meenan

Change the following employees' title to Seasonal Lifeguard Lieutenant with a new rate of pay to \$127.00 per day to be paid from the Lifeguard Salary & Wage effective June 20, 2009.

Adam Lambert

Change the following employees' title to Seasonal Lifeguard Lieutenant with a new rate of pay to \$126.00 per day to be paid from the Lifeguard Salary & Wage effective June 20, 2009.

Michael Hom Andrew O'Such Richard Saldibar

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 20, 2009.

Douglas Bellingeri Patrick Craig Scott Dunleavy Kevin Wessler

Change the following employees' title to Seasonal Lifeguard Assistant Lieutenant with a new rate of pay to \$113.50 per day to be paid from the Lifeguard Salary & Wage effective June 20, 2009.

Krista Jensen

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 20, 2009.

Luke Baran Jeffrey Bird Lauren Craig  
Terrence Dorman Sean Kelly Brittany Knowles  
Morgan Knowles Travis Lepley Brian Meenan  
Christopher Metcalfe Brittany Royer Courtney Tallon Ryan Williams

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 20, 2009.

Greg Bayard Sean T. Cleary Dillon Durando  
Matthew Forrester Sean Metcalfe Andrew Stutz

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 20, 2009.

Russell Budd Gerald Carlucci Kyle Fallon  
Ian Logue Andrew O'Shaughnessy

Change the following employees' title to Seasonal Lifeguard with a new rate of pay to \$88.34 per day to be paid from the Lifeguard Salary & Wage effective June 20, 2009.

Theodore Ray

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 20, 2009.

Doug Stewart

Hire the following as Seasonal Lifeguard Assistant Chief at a rate of \$177.00 per day to be paid from the Lifeguard Salary & Wage effective June 20, 2009.

Scott Heilman

Hire the following as Seasonal Lifeguard Captain at a rate of \$167.00 per day to be paid from the Lifeguard Salary & Wage effective June 20, 2009.

Harold Buck

Hire the following as Seasonal Lifeguard Captain at a rate of \$128.00 per day to be paid from the Lifeguard Salary & Wage effective June 20, 2009.

Michael Fitzpatrick

Hire the following as Seasonal Lifeguard Lieutenant at a rate of \$126.00 per day to be paid from the Lifeguard Salary & Wage effective June 20, 2009.

Joseph Howarth

Hire the following as Seasonal Lifeguards at a rate of \$98.33 per day to be paid from the Lifeguard Salary & Wage effective June 20, 2009.

Colin Brearley Kathleen Callahan Andrew Carlin  
Thomas Clifford Matthew Closs Kevin Dalrymple  
Dale Garfinkel John W. Gray James Gross  
Eric Halsey Brian Hawk David Hawk  
Theodore Hosmer Gregory Howard Jonathan Howarth  
Alexander LaPilusa Sarah Mitchell Christopher Ondik  
Matthew Ruark Corey Sawin Evan Scarlatelli  
Matthew Sheplin Daniel Strasser

Hire the following as Seasonal Lifeguards at a rate of \$95.00 per day to be paid from the Lifeguard Salary & Wage effective June 20, 2009.

James Baldino Patrick Doyle Justin Dumhart  
Ryan Farley Mary Catherine McGinley Tucker McGrath  
Samuel Mitchell Kevin Murray John Ondik  
Joseph Pisarcik Christopher Stutz John Wiskow

Hire the following as Seasonal Lifeguards at a rate of \$91.67 per day to be paid from the Lifeguard Salary & Wage effective June 20, 2009.

Annmarie Clifford	Patrick Dalrymple	Kristen Iverson
Kelsie Jensen	Garrett Marqua	Shawn McNally
Lucy McNamara	Kendell Moore	Morgan Pedrick
Gordon Peeler	Brian Ring	George Roitzsch
Daniel Rudolph	Adam Severi	Todd Stone
Kevin Tallon	Christina Wheaton	

Hire the following as Seasonal Lifeguards at a rate of \$88.33 per day to be paid from the Lifeguard Salary & Wage effective June 20, 2009.

Carly Bargiel	Jackie Behr	Joshua Brown
Fran Campana	Chris Candio	Matthew Carlin
Christopher Doyle	Scott Hill	Francis Hodgson
Raymond Jones	Patrick Kelly	Caroline Lennon
Frank Lombardi	Kathryn Mancini	Tara Marqua
Kieran Monaghan	Emily Olson	Elizabeth Royston
Andrew Schmidt	Evan Schular	William Schultz
Grant Stambaugh	Dana Stone	Christine Wagner
Garrett Walters	Chloe Wiskow	Zachary Strang

Hire the following as Seasonal Lifeguards at a rate of \$85.00 per day to be paid from the Lifeguard Salary & Wage effective June 20, 2009.

Taylor Bonanni	Nathan Boyd	Joseph Cascio
Sean P. Cleary	Brian Closs	Alexandra Colella
Samantha Colella	Colleen Dalrymple	Jason DiLorenzo
Nicholas DiMauro	Danelle Dumhart	Patrick Durning
Toni Dworkin	Benjamin Evangelista	Andrew Gallagher
Abigail Gross	Jennifer Holly	Christopher Kiely
William Klimowicz	Austin LaPilusa	Cristina Lombardi
Logan Mallet-Fuina	Michael Mancini	Andrew Mernar
Jennifer Nelson	Kevin O'Such	Bianca Pacheco
Lucy Page	Katie Pijanowski	Teresa Poli
Jessica Rizzo	Steven Russell	Elizabeth Scheuerman
Brayden Shinn	Joseph Sisti	Joseph Soto

Hire the following as Seasonal Lifeguards at a rate of \$76.67 per day to be paid from the Lifeguard Salary & Wage effective June 20, 2009.

Jackie Bender	Justin Brearley	Jourdan Chiavaro
Taylor Collins	Joseph Corasaniti	Matthew Danback
Alexander Delgado	Kevin DeOliveira	Andrew Farley
Todd Gerkens	John C. Gray	Sam Gross
Andrew Howarth	Peter Lodato	Angela Mancini
Thomas McLaughlin	Michael Melega	Timothy Mernar
Brett Meyers	James Mulski	Jill Skipper

Ryan Taglang	Kyle Teliszewski	Matthew Ward	Michael Wheaton
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Hire the following as Seasonal Lifeguards at a rate of \$73.33 per day to be paid from the Lifeguard Salary & Wage effective June 20, 2009.

Richard Brower	William Bruning	Adrienne Bush	
Meghan Carlson	Nick Cavalier	Aaron Fritz	
Gavin Hodgson	Gerald Ihnken	Jeffrey Sledden	Kenny Stewart

Change the following Seasonal Part Time Laborers rate of pay to \$16.25 per hour to be paid from the Lifeguard Salary & Wage effective June 20, 2009.

Norman Roberts

**Bonnie M. Leonetti, Municipal Clerk, Administrator** explained the majority of the actions pertained to summer / seasonal employment.

7. Resolution 09-0619.05: Authorize a cut-off date regarding receipt of Background check applications for seasonal employees: 7/10/09

**RESOLUTION 09-0619.05**

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach, pursuant to Ordinance 07-19C, hereby authorizes a cut-off date of July 10<sup>th</sup> 2009 for the submission of Long Beach Township seasonal employee New Jersey State Police Background Investigation applications as those applications received subsequent to July 10<sup>th</sup> cannot be processed, completed and returned by the State Police before the conclusion of the 2009 summer season.

**Bonnie M. Leonetti, Municipal Clerk, Administrator** stated all clearances must be received in time for the summer season.

8. Resolution 09-0619.06: Authorize application for Long Beach Township's continuation in the Storm Ready Community Program

**RESOLUTION 09-0619.06**

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that Deputy Chief Leslie Houston, Long Beach Township Police Department, be and she hereby is authorized and directed to continue the participation of Long Beach Township in the Storm Ready Community Program and to renew the Township application in order to remain in compliance with the Storm Ready Community Program as governed by the National Weather Service.

**Bonnie M. Leonetti, Municipal Clerk, Administrator** noted Deputy Chief Houson would make application.

9. Resolution 09-0619.07: Approve a change to a Water account

**RESOLUTION 09-0619.07**

**WHEREAS**, the following Water accounts require changes in their billing / 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>Blk:</b>	<b>Lot:</b>	<b>Acct. #:</b>	<b>Year</b>	<b>Account</b>	<b>Cancel/Change:</b>	<b>Amount:</b>
1.28	6	219-0	2009	Water	To Standby	\$89.00
1.52	44	458-0	2009	Water	To Standby	\$62.00
1.55	52	498-0	2009	Water	To Standby	\$49.00
11.18	13	3599-0	2009	Water	To Standby	\$160.00
15.110	2	5948-0	2009	Water	Actual Fixture Count	\$248.00
18.14	1.02	6272-0	2009	Water	Actual Fixture Count	\$176.00

**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.

10. Resolution 09-0619.08: Authorize a Municipal Auction of lost & found bicycles

**RESOLUTION 09-0619.08**

**WHEREAS**, certain items of tangible personal property have come into the possession of the Police Department of the Township of Long Beach; and

**WHEREAS**, the owner and/or owners of such tangible personal property are unknown and cannot be ascertained; and

**WHEREAS**, the Police Department has held such items of tangible personal property in excess of six (6) months; and

**WHEREAS**, N.J.S.A. 40A:14-157 provides that such tangible personal and public property may be disposed of at public auction along with Township owned public property as per N.J.S.A. 40A:11-36.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that: PUBLIC NOTICE IS HEREBY GIVEN that a Public Auction will be held by the Township of Long Beach in July 2009, at the Municipal Garage, 7910 Long Beach Blvd., Beach Haven Crest, N.J., at which times and place, the qualifying items will be exposed for sale at Public Auction.

**BE IT FURTHER RESOLVED** that the items to be sold are being offered "as is" and under a "cash and carry", "all sales final" condition, with the Township of Long Beach assuming no responsibility as to any expressed or implied guarantee and/or performance; and

**BE IT FURTHER RESOLVED** all items purchased must be removed from the Township at the conclusion of the Auction.

**Bonnie M. Leonetti, Municipal Clerk, Administrator** advised other items would be auctioned online at a future date.

Motion to approve Items 3 - 10:

Motion: Bayard Ayes: Bayard, Mancini

Second: Mancini Nays:

**LICENSES AND PERMITS**

11. Resolution 09-0619.09(a-j): Approve annual renewal of liquor licenses

**RESOLUTION 09-0619.09(a)**

**WHEREAS**, Ann, Bob, Carl, Inc. t/a Terrace Tavern, holder of plenary retail consumption license 1517-33-001-003 has made application for renewal of that license for the period July 1, 2009 through June 30, 2010; and

**WHEREAS**, the Board of Commissioners of the Twp of Long Beach has determined that it is in the best interest of the community to renew the liquor license subject to restrictions herein below set forth.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach at a regular meeting held on Friday, June 19, 2010 that liquor license number 1517-33-001-003, in the name of Ann, Bob, Carl, Inc. t/a Terrace Tavern, shall be and is hereby renewed for the period July 1, 2009 through June 30, 2010, subject to the following conditions:

(1) Payment of the sum of \$1,224.00 to the Township of Long Beach

(2) Subject to the provision that upon ten (10) days notice given by the Board of Commissioners to Ann, Bob, Carl, Inc. t/a Terrace Tavern, the holder of said license number 1517-33-001-003, hereinafter called licensee, the said licensee shall provide security guards as directed by the Board of Commissioners in a number not to exceed four (4) to maintain the peace and order of said licensed establishment and the adjacent parking provided by the licensee for the patrons of that establishment. The security guards to be provided shall be approved in advance by the Chief of Police of Long Beach Township, after they have been fingerprinted, photographed and a security clearance check has been run on said guards by the Long Beach Township Police Department. Off duty police officers employed by any municipality, other than Long Beach, may be cleared without the necessity of fingerprinting and photographing, however, such off-duty police officers shall not be so employed without the prior approval of the Chief of Police of Long Beach Township. Long Beach Township Police officers shall not be so employed. During the ten (10) days following the notice to supply such guards, the licensee may request a public hearing before the Board of Commissioners and show cause why the employment of such security personnel is not necessary, a request for such hearings shall be in writing, delivered to the Clerk of the Township of Long Beach within five (5) days of the receipt of the notice to employ such security personnel. Should the licensee fail to make application for a hearing within the said five (5) day period the licensee shall comply with the orders of the Board of Commissioners. The Board of Commissioners of the Township of Long Beach shall, in determining whether security personnel is necessary, consider recommendations of the Long Beach Township Police Department as to public safety, health, morals, and welfare and requests from surrounding property owners as to the necessity of security personnel, which said requests shall be made only for good cause, which said good cause shall be verified, to the extent possible, by the Police Department of the Township of Long Beach.

**RESOLUTION 09-0619.09(b)**

**WHEREAS**, Nardi's LLC, t/a Nardi's, holder of plenary retail consumption license 1517-33-002-006 has made application for renewal of that license for the period July 1, 2009 through June 30, 2010; and

**WHEREAS**, the Board of Commissioners of the Township of Long Beach has determined that it is in the best interest of the community to renew the liquor license subject to the restrictions hereinbelow set forth.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach at a regular meeting held on Friday, June 5, 2009 that liquor license number 1517-33-002-006, in the name of Nardi's LLC, t/a Nardi's, shall be and is hereby renewed for the period July 1, 2009 through June 30, 2010, subject to the following conditions:

- (1) Payment of the sum of \$1,224.00 to the Township of Long Beach;
- (2) Subject to the provision that upon ten (10) days notice given by the Board of Commissioners to Nardi's LLC, t/a Nardi's the holder of said license number 1517-33-002-006, hereinafter called licensee, the said licensee shall provide security guards as directed by the Board of Commissioners in a number not to exceed four (4) to maintain the peace and order of said licensed establishment and the adjacent parking provided by the licensee for the patrons of that establishment. The security guards to be provided shall be approved in advance by the Chief of Police of Long Beach Township, after they have been fingerprinted, photographed and a security clearance check has been run on said guards by the Long Beach Township Police Department. Off duty police officers employed by any municipality, other than Long Beach, may be cleared without the necessity of fingerprinting and photographing, however, such off-duty police officers shall not be so employed without the prior approval of the Chief of Police of Long Beach Township. Long Beach Township Police officers shall not be so employed. During the ten (10) days following the notice to supply such guards, the licensee may request a public hearing before the Board of Commissioners and show cause why the employment of such security personnel is not necessary, a request for such hearings shall be in writing, delivered to the Clerk of the Township of Long Beach within five (5) days of the receipt of the notice to employ such security personnel. Should the licensee fail to make application for a hearing within the said five (5) day period the licensee shall comply with the orders of the Board of Commissioners. The Board of Commissioners of the Township of Long Beach shall, in determining whether security personnel is necessary, consider recommendations of the Long Beach Township Police Department as to public safety, health, morals, and welfare and requests from surrounding property owners as to the necessity of security personnel, which said requests shall be made only for good cause, which said good cause shall be verified, to the extent possible, by the Police Department of the Township of Long Beach.

**RESOLUTION 09-0619.09(c)**

**WHEREAS**, 8200 Boulevard Corp., t/a Kubel's Too, holder of plenary retail consumption license with broad package privilege 1517-32-003-006 has made application for renewal of that license for the period July 1, 2009 through June 30, 2010; and

**WHEREAS**, the Board of Commissioners of the Township of Long Beach has determined that it is in the best interest of the community to renew the liquor license subject to the restrictions hereinbelow set forth.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach at a regular meeting held on Friday, June 19, 2009 that liquor license number 1517-32-003-006, in the name of 8200 Boulevard Corp., t/a Kubel's Too, shall be and is hereby renewed for the period July 1, 2009 through June 30, 2010, subject to the following conditions:

- (1) Payment of the sum of \$1,224.00 to the Township of Long Beach;
- (2) Subject to the provision that upon ten (10) days notice given by the Board of Commissioners to 8200 Boulevard Corp., t/a Kubel's Too, the holder of said license number 1517-32-003-006, hereinafter called licensee, the said licensee shall provide security guards as directed by the Board of Commissioners in a number not to exceed four (4) to maintain the peace and order of said licensed establishment and the adjacent parking provided by the licensee for the patrons of that establishment. The security guards to be provided shall be approved in advance by the Chief of Police of Long Beach Township, after they have been fingerprinted, photographed and a security clearance check has been run on said guards by the Long Beach Township Police Department. Off duty police officers employed by any municipality, other than Long Beach, may be cleared without the necessity of fingerprinting and photographing, however, such off-duty police officers shall not be so employed without the prior approval of the Chief of Police of Long Beach Township. Long Beach Township Police Officers shall not be so employed. During the ten (10) days following the notice to supply such guards, the licensee may request a public hearing before the Board of Commissioners and show cause why the employment of such security personnel is not necessary, a request for such hearings shall be in writing, delivered to the Clerk of the Township of Long Beach within five (5) days of the receipt of the notice to employ such security personnel. Should the licensee fail to make application for a hearing within the said five (5) day period the licensee shall comply with the orders of the Board of Commissioners. The Board of Commissioners of the Township of Long Beach shall, in determining whether security personnel is necessary, consider recommendations of the Long Beach Township Police Department as to public safety, health, morals, and welfare and requests from surrounding property owners as to the necessity of security personnel, which said requests shall be made only for good cause, which said good cause shall be verified, to the extent possible, by the Police Department of the Township of Long Beach.

**RESOLUTION 09-0619.09(d)**

**WHEREAS**, Beach Haven Wines & Liquors, LLC, t/a Fritzies Wines & Liquors, holder of plenary retail distribution license 1517-44-004-004 has made application for renewal of that license for the period July 1, 2009 through June 30, 2010; and

**WHEREAS**, the Board of Commissioners of the Township of Long Beach has determined that it is in the best interest of the community to renew the liquor license subject to the restrictions hereinbelow set forth.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach at a regular meeting held on Friday, June 19, 2009 that liquor license number 1517-44-004-004, in the name of Beach Haven Wines & Liquors, LLC, t/a Fritzie's Wines & Liquors hereby renewed for the period July 1, 2009 through June 30, 2010, subject to the following conditions:

- (1) Payment of the sum of \$1,224.00 to the Township of Long Beach;
- (2) Subject to the provision that upon ten (10) days notice given by the Board of Commissioners to Beach Haven Wines & Liquors, LLC, t/a Fritzie's Wines & Liquors, the holder of said license number 1517-44-004-004, hereinafter called licensee, the said licensee shall provide security guards as directed by the Board of Commissioners in a number not to exceed four (4) to maintain the peace and order of said licensed establishment and the adjacent parking provided by the licensee for the patrons of that establishment. The security guards to be provided shall be approved in advance by the Chief of Police of Long Beach Township, after they have been fingerprinted, photographed and a security clearance check has been run on said guards by the Long Beach Township Police Department. Off duty police officers employed by any municipality, other than Long Beach, may be cleared without the necessity of fingerprinting and photographing, however, such off-duty police officers shall not be so employed without the prior approval of the Chief of Police of Long Beach Township. Long Beach Township Police officers shall not be so employed. During the ten (10) days following the notice to supply such guards, the licensee may request a public hearing before the Board of Commissioners and show cause why the employment of such security personnel is not necessary, a request for such hearings shall be in writing, delivered to the Clerk of the Township of Long Beach within five (5) days of the receipt of the notice to employ such security personnel. Should the licensee fail to make application for a hearing within the said five (5) day period the licensee shall comply with the orders of the Board of Commissioners. The Board of Commissioners of the Township of Long Beach shall, in determining whether security personnel is necessary, consider recommendations of the Long Beach Township Police Department as to public safety, health, morals, and welfare and requests from surrounding property owners as to the necessity of security personnel, which said requests shall be made only for good cause, which said good cause shall be verified, to the extent possible, by the Police Department of the Township of Long Beach.

**RESOLUTION 09-0619.09(e)**

**WHEREAS**, Felten Enterprises, Inc., t/a Hudson House Bar, holder of plenary retail consumption license 1517-33-005-003 has made application for renewal of that license for the period July 1, 2009 through June 30, 2010; and

**WHEREAS**, the Board of Commissioners of the Township of Long Beach has determined that it is in the best interest of the community to renew the liquor license subject to the restrictions hereinbelow set forth.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach at a regular meeting held on Friday, June 19, 2009 that liquor license number 1517-33-005-003, in the name of Felten Enterprises, Inc. t/a Hudson House Bar, shall be and is hereby renewed for the period July 1, 2009 through June 30, 2010, subject to the following conditions:

- (1) Payment of the sum of \$1,224.00 to the Township of Long Beach
- (2) Subject to the provision that upon ten (10) days notice given by the Board of Commissioners to Felten Enterprises, Inc. t/a Hudson House Bar, the holder of said license number 1517-33-005-003, hereinafter called licensee, the said licensee shall provide security guards as directed by the Board of Commissioners in a number not to exceed four (4) to maintain the peace and order of said licensed establishment and the adjacent parking provided by the licensee for the patrons of that establishment. The security guards to be provided shall be approved in advance by the Chief of Police of Long Beach Township, after they have been fingerprinted, photographed and a security clearance check has been run on said guards by the Long Beach Township Police Department. Off duty police officers employed by any municipality, other than Long Beach, may be cleared without the necessity of fingerprinting and photo-graphing, however, such off-duty police officers shall not be so employed without the prior approval of the Chief of Police of Long Beach Township. Long Beach Township Police officers shall not be so employed. During the ten (10) days following the notice to supply such guards, the licensee may request a public hearing before the Board of Commissioners and show cause why the employment of such security personnel is not necessary, a request for such hearings shall be in writing, delivered to the Clerk of the Township of Long Beach within five (5) days of the receipt of the notice to employ such security personnel. Should the licensee fail to make application for a hearing within the said five (5) day period the licensee shall comply with the orders of the Board of Commissioners. The Board of Commissioners of the Township of Long Beach shall, in determining whether security personnel is necessary, consider recommendations of the Long Beach Township Police Department as to public safety, health, morals, and welfare and requests from surrounding property owners as to the necessity of security personnel, which said requests shall be made only for good cause, which said good cause shall be verified, to the extent possible, by the Police Department of the Township of Long Beach.

**RESOLUTION 09-0619.09(f)**

**WHEREAS**, Daddy O Restaurant, LLC, t/a Daddy O Restaurant, holder of plenary retail consumption license with broad package privilege 1517-32-006-004 has made application for renewal of that license for the period July 1, 2009 through June 30, 2010; and

**WHEREAS**, the Board of Commissioners of the Township of Long Beach has determined that it is in the best interest of the community to renew the liquor license subject to the restrictions hereinbelow set forth.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach at a regular meeting held on Friday, June 19, 2009 that liquor license number 1517-32-006-004, in the name of Daddy O Restaurant, LLC t/a Daddy O Restaurant, shall be and is hereby renewed for the period July 1, 2009 through June 30, 2010, subject to the following conditions:

- (1) Payment of the sum of \$1,224.00 to the Township of Long Beach;
- (2) Subject to the provision that upon ten (10) days notice given by the Board of Commissioners to Daddy O Restaurant LLC, t/a Daddy O Restaurant, the holder of said license number 1517-32-006-004,

hereinafter called licensee, the said licensee shall provide security guards as directed by the Board of Commissioners in a number not to exceed four (4) to maintain the peace and order of said licensed establishment and the adjacent parking provided by the licensee for the patrons of that establishment. The security guards to be provided shall be approved in advance by the Chief of Police of Long Beach Township, after they have been fingerprinted, photographed and a security clearance check has been run on said guards by the Long Beach Township Police Department. Off duty police officers employed by any municipality, other than Long Beach, may be cleared without the necessity of fingerprinting and photographing, however, such off-duty police officers shall not be so employed without the prior approval of the Chief of Police of Long Beach Township. Long Beach Township Police Officers shall not be so employed. During the ten (10) days following the notice to supply such guards, the licensee may request a public hearing before the Board of Commissioners and show cause why the employment of such security personnel is not necessary, a request for such hearings shall be in writing, delivered to the Clerk of the Township of Long Beach within five (5) days of the receipt of the notice to employ such security personnel. Should the licensee fail to make application for a hearing within the said five (5) day period the licensee shall comply with the orders of the Board of Commissioners. The Board of Commissioners of the Township of Long Beach shall, in determining whether security personnel is necessary, consider recommendations of the Long Beach Township Police Department as to public safety, health, morals, and welfare and requests from surrounding property owners as to the necessity of security personnel, which said requests shall be made only for good cause, which said good cause shall be verified, to the extent possible, by the Police Department of the Township of Long Beach.

**RESOLUTION 09-0619.09(g)**

**WHEREAS**, Woolley Holding Co., t/a Spray Beach Motor Inn, holder of plenary retail consumption license with hotel / motel exception 1517-36-007-001 has made application for renewal of that license for the period July 1, 2009 through June 30, 2010; and

**WHEREAS**, the Board of Commissioners of the Township of Long Beach has determined that it is in the best interest of the community to renew the liquor license subject to the restrictions hereinbelow set forth.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach at a regular meeting held on Friday, June 19, 2009 that liquor license number 1517-36-007-001, in the name of Woolley Holding Co., t/a Spray Beach Motor Inn, shall be and is hereby renewed for the period July 1, 2009 through June 30, 2010, subject to the following conditions:

- (1) Payment of the sum of \$1,224.00 to the Township of Long Beach;
- (2) Subject to the provision that upon ten (10) days notice given by the Board of Commissioners to Woolley Holding Co., t/a Spray Beach Motor Inn, the holder of said license number 1517-36-007-001, hereinafter called licensee, the said licensee shall provide security guards as directed by the Board of Commissioners in a number not to exceed four (4) to maintain the peace and order of said licensed establishment and the adjacent parking provided by the licensee for the patrons of that establishment. The security guards to be provided shall be approved in advance by the Chief of Police of Long Beach Township, after they have been fingerprinted, photographed and a security clearance check has been run on said guards by the Long Beach Township Police Department. Off duty police officers employed by any municipality, other than Long Beach, may be cleared without the necessity of fingerprinting and photographing, however, such off-duty police officers shall not be so employed without the prior approval of the Chief of Police of Long Beach Township. Long Beach Township Police Officers shall not be so employed. During the ten (10) days following the notice to supply such guards, the licensee may request a public hearing before the Board of Commissioners and show cause why the employment of such security personnel is not necessary, a request for such hearings shall be in writing, delivered to the Clerk of the Township of Long Beach within five (5) days of the receipt of the notice to employ such security personnel. Should the licensee fail to make application for a hearing within the said five (5) day period the licensee shall comply with the orders of the Board of commissioners. The Board of Commissioners of the Township of Long Beach shall, in determining whether security personnel is necessary, consider recommendations of the Long Beach Township Police Department as to public safety, health, morals, and welfare and requests from surrounding property owners as to the necessity of security personnel, which said requests shall be made only for good cause, which said good cause shall be verified, to the extent possible, by the Police Department of the Township of Long Beach.

**RESOLUTION 09-0619.09(h)**

**WHEREAS**, Barnegat Light Post #3729, Veteran's of Foreign Wars, Inc., holder of club license 1517-31-009-001 has made application for renewal of that license for the period July 1, 2009 through June 30, 2010; and

**WHEREAS**, the Board of Commissioners of the Township of Long Beach has determined that it is in the best interest of the community to renew the liquor license subject to the restrictions herein below set forth.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach at a regular meeting held on Friday, June 19, 2009 that liquor license number 1517-31-009-001, in the name of Barnegat Light Post #3729, Veteran's of Foreign Wars, Inc., shall be and is hereby renewed for the period July 1, 2009 through June 30, 2010, subject to the following conditions:

- (1) Payment of the sum of \$150.00 to the Township of Long Beach;
- (2) Subject to the provision that upon ten (10) days notice given by the Board of Commissioners to Barnegat Light Post #3729, Veteran's of Foreign Wars, Inc., the holder of said license number 1517-31-009-001, hereinafter called licensee, the said licensee shall provide security guards as directed by the Board of Commissioners in a number not to exceed four (4) to maintain the peace and order of said licensed establishment and the adjacent parking provided by the licensee for the patrons of that establishment. The security guards to be provided shall be approved in advance by the Chief of Police of Long Beach Township, after they have been fingerprinted, photographed and a security clearance check has been run on said guards by the Long Beach Township Police Department. Off duty police officers employed by any municipality, other than Long Beach, may be cleared without the necessity of

fingerprinting and photographing, however, such off-duty police officers shall not be so employed without the prior approval of the Chief of Police of Long Beach Township. Long Beach Township Police officers shall not be so employed. During the ten (10) days following the notice to supply such guards, the licensee may request a public hearing before the Board of Commissioners and show cause why the employment of such security personnel is not necessary, a request for such hearings shall be in writing, delivered to the Clerk of the Township of Long Beach within five (5) days of the receipt of the notice to employ such security personnel. Should the licensee fail to make application for a hearing within the said five (5) day period the licensee shall comply with the orders of the Board of Commissioners. The Board of Commissioners of the Township of Long Beach shall, in determining whether security personnel is necessary, consider recommendations of the Long Beach Township Police Department as to public safety, health, morals, and welfare and requests from surrounding property owners as to the necessity of security personnel, which said requests shall be made only for good cause, which said good cause shall be verified, to the extent possible, by the Police Department of the Township of Long Beach.

**RESOLUTION 09-0619.09(i)**

**WHEREAS**, Haven Beach Association holder of club license 1517-31-010-001 has made application for renewal of that license for the period July 1, 2009 through June 30, 2010; and

**WHEREAS**, the Board of Commissioners of the Township of Long Beach has determined that it is in the best interest of the community to renew the liquor license subject to the restrictions hereinbelow set forth.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach at a regular meeting held on Friday, June 5, 2009 that liquor license number 1517-31-010-001, in the name of Haven Beach Association shall be and is hereby renewed for the period July 1, 2009 through June 30, 2010, subject to the following conditions:

- (1) Payment of the sum of \$150.00 to the Township of Long Beach;
- (2) Subject to the provision that upon ten (10) days notice given by the Board of Commissioners to Haven Beach Association the holder of said license number 1517-31-010-001 hereinafter called licensee, the said licensee shall provide security guards as directed by the Board of Commissioners in a number not to exceed four (4) to maintain the peace and order of said licensed establishment and the adjacent parking provided by the licensee for the patrons of that establishment. The security guards to be provided shall be approved in advance by the Chief of Police of Long Beach Township, after they have been fingerprinted, photographed and a security clearance check has been run on said guards by the Long Beach Township Police Department. Off duty police officers employed by any municipality, other than Long Beach, may be cleared without the necessity of fingerprinting and photographing, however, such off-duty police officers shall not be so employed without the prior approval of the Chief of Police of Long Beach Township. Long Beach Township Police officers shall not be so employed. During the ten (10) days following the notice to supply such guards, the licensee may request a public hearing before the Board of Commissioners and show cause why the employment of such security personnel is not necessary, a request for such hearings shall be in writing, delivered to the Clerk of the Township of Long Beach within five (5) days of the receipt of the notice to employ such security personnel. Should the licensee fail to make application for a hearing within the said five (5) day period the licensee shall comply with the orders of the Board of Commissioners. The Board of Commissioners of the Township of Long Beach shall, in determining whether security personnel is necessary, consider recommendations of the Long Beach Township Police Department as to public safety, health, morals, and welfare and requests from surrounding property owners as to the necessity of security personnel, which said requests shall be made only for good cause, which said good cause shall be verified, to the extent possible, by the Police Department of the Township of Long Beach.

**RESOLUTION 09-0619.09(j)**

**WHEREAS**, Spray Beach Yacht Club, holder of plenary retail consumption license 1517-31-012-001 has made application for renewal of that license for the period July 1, 2009 through June 30, 2010; and

**WHEREAS**, the Board of Commissioners of the Township of Long Beach has determined that it is in the best interest of the community to renew the liquor license subject to the restrictions hereinbelow set forth.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach at a regular meeting held on Friday, June 19, 2009 that liquor license number 1517-31-012-001, in the name of Spray Beach Yacht Club, shall be and is hereby renewed for the period July 1, 2009 through June 30, 2010, subject to the following conditions:

- (1) Payment of the sum of \$150.00 to the Township of Long Beach
- (2) Subject to the provision that upon ten (10) days notice given by the Board of Commissioners to Spray Beach Yacht Club the holder of said license number 1517-31-012-001, hereinafter called licensee, the said licensee shall provide security guards as directed by the Board of Commissioners in a number not to exceed four (4) to maintain the peace and order of said licensed establishment and the adjacent parking provided by the licensee for the patrons of that establishment. The security guards to be provided shall be approved in advance by the Chief of Police of Long Beach Township, after they have been fingerprinted, photographed and a security clearance check has been run on said guards by the Long Beach Township Police Department. Off duty police officers employed by any municipality, other than Long Beach, may be cleared without the necessity of fingerprinting and photographing, however, such off-duty police officers shall not be so employed without the prior approval of the Chief of Police of Long Beach Township. Long Beach Township Police Officers shall not be so employed. During the ten (10) days following the notice to supply such guards, the licensee may request a public hearing before the Board of Commissioners and show cause why the employment of such security personnel is not necessary, a request for such hearings shall be in writing, delivered to the Clerk of the Township of Long Beach within five (5) days of the receipt of the notice to employ such security personnel. Should the licensee fail to make application for a hearing within the said five (5) day period the licensee shall comply with the orders of the Board of Commissioners. The Board of Commissioners of the Township of Long Beach shall, in determining

whether security personnel is necessary, consider recommendations of the Long Beach Township Police Department as to public safety, health, morals, and welfare and requests from surrounding property owners as to the necessity of security personnel, which said requests shall be made only for good cause, which said good cause shall be verified, to the extent possible, by the Police Department of the Township of Long Beach.

**Bonnie M. Leonetti, Municipal Clerk, Administrator** stated these consisted of commercial and club licenses.

12. Resolution 09-0619.10: Approve a Social Events Permit:  
Block Party: East 71<sup>st</sup> Street on July 4<sup>th</sup>

**RESOLUTION 09-0619.10**

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

- 1) Permission to close E. Burwell Avenue, between Ocean Blvd. and Long Beach Blvd. from 5:45 p.m. to 10:00 p.m. leaving a lane open for emergency vehicles on July 4, 2009 for a block party.

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

Motion to approve Items 11 & 12:

Motion: Bayard Ayes: Bayard, Mancini

Second: Mancini Nays:

**CONTRACTS AND AWARDS**

13. Resolution 09-0619.11: Approve an amendment to a Shared Services Agreement with Ocean County for "Schedule C" Road Department services:  
Increase by \$45,000.00

**RESOLUTION 09-0619.11**

**THIS AMENDATORY AGREEMENT** made this 19<sup>th</sup> day of June 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, and amended said agreement pursuant to Resolution 09-0515.11 on May 15, 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 amount of the Roads 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 \$45,000.00 for anticipated road expenditures.
3. 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:	\$ 45,000	\$ 200,000

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 19, 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, and Resolution 09-0515.11 on May 15, 2009.

**Bonnie M. Leonetti, Municipal Clerk, Administrator** noted the current year-to-date total was now \$200,000.00.

14. Resolution 09-0619.12: Award a contract for professional appraisal services Robert Kirwan, SRA: NTE \$1,500 per property plus court appearance fees

**RESOLUTION 09-0619.12**

**RESOLUTION AUTHORIZING A PROFESSIONAL SERVICE CONTRACT WITH ROBERT W. KIRWAN, SRA, SCGRE, CTA, REAL ESTATE APPRAISER, TO AID AND ASSIST THE TAX ASSESSOR OF THE TOWNSHIP OF LONG BEACH**

**WHEREAS**, Local Public Contracts Law, N.J.S.A. 40A:1 1-1 et. seq. provide that professional services are exempt from the requirement of public bidding; (N.J.S.A. 40A: 11-5(a)(i); and

**WHEREAS**, the statute further requires that where contracts are awarded without public bidding, notice of such contract shall be published at least one time in a newspaper circulating in the community; and

**WHEREAS**, the statute defines professional services as "services rendered by a person authorized by law to practice a recognized profession, whose practice is regulated by law, and the performance of which services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study as distinguished from general academic instruction or apprenticeship and training." (N.J.S.A. 40A:1 1-2(6)); and

**WHEREAS**, Robert W. Kirwan, SRA, SCGRE, CTA, has submitted a proposal dated June 3, 2009 which provides that preliminary appraisal services for residential properties would be \$750.00 with an additional fee of \$750.00 (not to exceed a total of \$1,500.00) to complete a full narrative appraisal report for County Tax Board or State Tax Court; deposition and testimony to be billed at \$200.00 per hour

for preparation, travel and appearance in court, with a minimum charge of a one-half day fee of \$800.00; and

**WHEREAS**, the Board of Commissioners of the Township of Long Beach has determined that Robert W. Kirwan, SRA, SCGREAA, CTA, possesses the requisite qualifications and licenses as required by law to perform said services, and that the total value of the services may exceed \$17,500.00.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach at a regular meeting held Friday, June 19, 2009 that the Mayor and Municipal Clerk shall and are hereby authorized to execute and bind the Township to a contract entered by and between the Township of Long Beach and Robert W. Kirwan, SRA, SCGREAA, CTA, of Robert W. Kirwan Appraisal, Inc., P.O. Box 755, Manahawkin, NJ 08050 in accordance with the above mentioned proposal; and

**BE IT FURTHER RESOLVED** that the Municipal Clerk shall send a notice of the professional appointment and have same published at least once in the official newspaper of the Township of Long Beach and shall keep the resolution and contract on file for public inspection.

**Bonnie M. Leonetti, Municipal Clerk, Administrator** advised this was a renewal of a prior contract with no increase to fees.

Resolution 09-0619.13(a-c): Award various contracts per State Contract

**a.** Image Systems for Business, Inc.:

24-month lease of four copiers: \$7,452.00 per year with option to extend an additional 24 months.

**Bonnie M. Leonetti, Municipal Clerk, Administrator** stated the Township fully expected to extend the contract after the initial contract term expired.

**b.** Motorola c/o Quality Communications: (2) radios, equipment and accessories for the Police Department \$6,318.80

**c.** Hewlett Packard: hardware for new computer system for the Construction/Zoning Department \$3,332.00

**RESOLUTION 09-0619.13(a)**

**WHEREAS**, the Township of Long Beach wishes to purchase from an authorized vendor under the State of New Jersey Cooperative Purchasing Program INJCP; and

**WHEREAS**, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-12; and

**WHEREAS**, Image Systems for Business has been awarded New Jersey State Contract #68054 (Index #T-437C) for Digital Color Copiers and Color Copier/Printers – Cost Per Copy for the period March 1, 2007 through June 30, 2009; and

**WHEREAS**, the Commissioner of Revenue and Finance recommends the utilization of this contract on the grounds that it represents the most cost effective method for the needs of the Township; and

**WHEREAS**, the actual cost to lease one (1) Copystar-Kyocera color copier (Lease #1) and three (3) Lexmark black & white copiers (Lease #2) for a twelve (12) month period is Seven Thousand Four Hundred Fifty Two Dollars (\$7,452.00); and

**WHEREAS**, the Finance Officer has certified the availability of funds for this contract in the appropriation created by Shared Services O/E, account #9-01-31-451-046 with allowance for same in all future budgets for the term of each of the two (2) Twenty Four (24) month leases.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that Image Systems for Business, 22E Worlds Fair Drive, Somerset, NJ 08873 be awarded a contract to lease one (1) Copystar-Kyocera color copier (Lease #1) and three (3) Lexmark black & white copiers (Lease #2) for a total period of twenty four (24) months in an amount not to exceed Seven Thousand Four Hundred Fifty Two Dollars (\$7,452.00) per each twelve (12) month period, with an option to extend the lease contract for an additional twenty four (24) month period, pursuant to N.J.S.A.40A:11-15.

**RESOLUTION 09-0619.13(b)**

**AUTHORIZE A CONTRACT WITH MOTOROLA COMMUNICATIONS & ELECTRONICS INC., C/O QUALITY COMMUNICATIONS, INC. FOR THE PURCHASE TWO (2) XTS5000, MODEL II RADIOS, ASSOCIATED EQUIPMENT AND EXTENDED WARRANTIES FOR THE LONG BEACH TOWNSHIP POLICE DEPARTMENT, PER STATE CONTRACT**

**WHEREAS**, the Township of Long Beach wishes to purchase from an authorized vendor under the State of New Jersey Cooperative Purchasing Services Program INJCP; and

**WHEREAS**, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-12; and

**WHEREAS**, Motorola Communications & Electronics c/o Quality Communications, 1985 Swarthmore Avenue, Lakewood, NJ 08701 has been awarded New Jersey State Contract No. 53804 for Radio Communication Equipment, Various effective January 1, 2003 through June 30, 2009; and

**WHEREAS**, the Commissioner of Public Safety recommends the utilization of this contract on the grounds that it represents the most cost effective method for the needs of the Township; and

**WHEREAS**, the actual cost of two (2) XTS Model II radios, associated equipment, and extended warranties is Six Thousand Three Hundred Eighteen Dollars and Eighty Cents (\$6,318.80); and

**WHEREAS**, the Chief Financial Officer has certified the availability of funds for this contract available as an appropriation created by Police Radio Other Expenses, account #9-01-25-240-048.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that Motorola Communications & Electronics c/o Quality Communications, 1985 Swarthmore Avenue, Lakewood, NJ 08701 be awarded a contract for the purchase of two (2) XTS Model II radios, associated equipment, and extended warranties for the Police Department in an amount not to exceed Six Thousand Three Hundred Eighteen Dollars and Eighty Cents (\$6,318.80).

**RESOLUTION 09-0619.13(c)**

**AUTHORIZE A CONTRACT FOR THE PURCHASE OF ONE (1) HP L1710 MONITOR, ASSOCIATED EQUIPMENT AND 3-YEAR WARRANTY FOR THE CONSTRUCTION/ZONING DEPARTMENT OF THE TOWNSHIP OF LONG BEACH, PER STATE CONTRACT**

**WHEREAS**, the Township of Long Beach wishes to purchase from an authorized vendor under the State of New Jersey Cooperative Purchasing Services Program INJCP; and

**WHEREAS**, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-12; and

**WHEREAS**, Hewlett Packard has been awarded New Jersey State Contract No. 70262 (Index #M-0483) for WSCA Computer Contract for the period October 17, 2007 through August 31, 2009; and

**WHEREAS**, the Commissioner of Revenue and Finance recommends the utilization of this contract on the grounds that it represents the most cost effective method for the needs of the Township; and

**WHEREAS**, the actual cost of one (1) HP L1710 Monitor, Associated Equipment, and 3-Year Warranty, based upon the proposal dated February 10, 2009, is Three Thousand Three Hundred Thirty Two Dollars (\$3,332.00); and

**WHEREAS**, the Chief Financial Officer has certified the availability of funds for this contract under the appropriation created by General Capital Fund Computer Equipment Purchase, account #C-04-55-300-006.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that Hewlett Packard: Government Sales, 10810 Farnam Drive, Omaha, NE 68154 be awarded a contract, based upon the proposal dated February 10, 2009, for the purchase of one (1) HP L1710 Monitor, Associated Equipment, and 3-Year Warranty for the Construction/Zoning Department of the Township of Long Beach in an amount not to exceed Three Thousand Three Hundred Thirty Two Dollars (\$3,332.00).

15. Resolution 09-0619.14: Award a contract for the purchase of an Inflatable Rescue Boat, per quote: Mid-Coast Marine Inflatables, Pty, Ltd. \$10,821.78

**RESOLUTION 09-0619.14**

**A RESOLUTION AWARDING A CONTRACT FOR THE PURCHASE AND DELIVERY OF ONE (1) ACHILLES RH 385 INFLATABLE RESCUE BOAT FOR THE LONG BEACH TOWNSHIP BEACH PATROL, PER QUOTATION**

**WHEREAS**, in accordance with N.J.S.A. 40:A11-6.1, the Long Beach Township Beach Patrol Department solicited quotations for the purchase and delivery of one (1) inflatable rescue boat; and

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

**WHEREAS**, the quotations were reviewed by the Beach Supervisor and the Municipal Solicitor of the Township of Long Beach and it was determined that Midcoast Marine Inflatables Pty, Ltd provided the lowest qualified quotation in accordance with the specifications, said quotation in the amount of Ten Thousand Eight Hundred Twenty One Dollars and Seventy Eight Cents (\$10,821.78); and

**WHEREAS**, it is in the public interest of the Township of Long Beach to award a contract to Midcoast Marine Inflatables Pty, Ltd for the purchase and delivery of one (1) inflatable rescue boat; and

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds are available in the appropriations created by Ordinance 07-15, account #C-04-55-945-901 in the amount of \$7,659.24, and Ordinance 08-22, account #C-04-55-967-901 in the amount of \$3,162.54.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long, County of Ocean, State of New Jersey, at a regular meeting held this 19<sup>th</sup> day of June 2009 that the Mayor and the Municipal Clerk are hereby authorized to execute a contract with:

Midcoast Marine Inflatables Pty Ltd  
11/80-82 Township Drive  
Burleigh Heads, QLD 4220  
Australia

in an amount not to exceed Ten Thousand Eight Hundred Twenty One Dollars and Seventy Eight Cents (\$10,821.78).

16. Resolution 09-0619.15(a&b): Award various Proprietary Service Contracts
- a. Mitchell Humphrey: new software system for the Construction/Zoning Dept. \$19,550.00
  - b. United Computer Sales & Service: install new software system for the Construction/Zoning Dept. \$12,466.00

**RESOLUTION 09-0619.15(a)**

**A RESOLUTION AWARDING A PROPRIETARY CONTRACT FOR NEW COMPUTER SOFTWARE, INCLUDING APPLICATION AND SOFTWARE LICENSING, TRAINING AND DATA CONVERSION, AND MAINTENANCE FOR THE CONSTRUCTION / ZONING DEPARTMENT OF THE TOWNSHIP OF LONG BEACH**

**WHEREAS**, the provision or performance of goods or services for computer software and hardware in Long Beach Township is specifically exempted from bidding requirements under the Local Public Contracts Law pursuant to N.J.S.A. 40A: 11 -5(1)(dd); and

**WHEREAS**, Mitchell Humphrey and Company is able to provide new computer software, including application and software licensing, training and data conversion, and annual maintenance for the Construction / Zoning Department in an amount not to exceed Nineteen Thousand Five Hundred Fifty Dollars (\$19,550.00); and

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds are available in the appropriations created by: Construction O/C Other Expenses, account #9-01-22-195-281 in the amount of \$17,000.00, and Construction Code Other Expenses, account #9-01-22-195-081 in the amount of \$2,550.00.

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

Mitchell Humphrey and Company  
11720 Borman Drive, Suite 310  
St. Louis, MO 63146

be awarded a proprietary contract for new computer software, including application and software licensing, training and data conversion, and annual maintenance for the Construction / Zoning Department in the Township of Long Beach in an amount not to exceed Nineteen Thousand Five Hundred Fifty Dollars (\$19,550.00).

**RESOLUTION 09-0619.15(b)**

**RESOLUTION AUTHORIZING A PROPRIETARY CONTRACT FOR THE PURCHASE AND ONSITE INSTALLATION OF ONE (1) MICROSOFT WINDOWS SERVER, BACKUP, MEMORY UPGRADES, CONVERSION SERVICES, AND A 3-YEAR WARRANTY FOR THE CONSTRUCTION / ZONING DEPARTMENT IN THE TOWNSHIP OF LONG BEACH**

**WHEREAS**, the Construction / Zoning Department in the Township of Long Beach requires additional computer hardware and software and associated goods and services for the efficient operation of their departmental computers; and

**WHEREAS**, an agreement for the provision of additional computer hardware and software and associated goods and services is deemed appropriate and necessary; and

**WHEREAS**, the provision or performance of goods or services for additional computer hardware and software and associated goods and services for the Construction / Zoning Department computers in the Township of Long Beach is specifically exempted from bidding requirements under the Local Public Contracts Law pursuant to N.J.S.A. 40A:11-5(1)(dd); and

**WHEREAS**, United Computer Sales & Service, Inc., 100 Dobbs Lane, Suite 208, Cherry Hill, NJ 08034 is able to provide one (1) Microsoft Windows server, installation, backup, memory upgrades, conversion services, and a 3-year warranty for the Construction/Zoning Department computers in the Township of Long Beach in an amount not to exceed Twelve Thousand Four Hundred Sixty Six Dollars (\$12,466.00); and

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by: Construction Other Expenses, account #9-01-22-195-081 in the amount of \$5,950.00, and General Capital Computer Purchase, account #C-04-55-300-006 in the amount of \$5,016.00, and Construction O/C Other Expense, account #9-01-22-195-281 in the amount of \$1,500.00.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that United Computer Sales & Service, Inc. be awarded a contract to provide one (1) Microsoft Windows server, installation, backup, memory upgrades, conversion services, and a 3-year warranty for the Construction/Zoning Department computers in an amount not to exceed Twelve Thousand Four Hundred Sixty Six Dollars (\$12,466.00).

17. Resolution 09-0619.16: Approve the execution of contract for Police Off-Duty Services:  
Atlantic City Electric for various 2009 Projects

**RESOLUTION 09-0619.16**

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that the Mayor and the Municipal Clerk be and they hereby are authorized and directed to execute an annual contract with Atlantic City Electric for various Police Off-Duty Services during the 2009 calendar year.

Motion to approve Items 13 - 18:

Motion: Bayard                      Ayes: Bayard, Mancini

Second: Mancini                      Nays:

**FINANCIAL APPROVALS**

18. Resolution 09-0619.17(a-c): Approve the acceptance of various Chapter 159's
- a. DARE Program: \$1,000.00 from the Beach Haven Exchange Club
  - b. Clean Communities FY 2009: \$7,126.50
  - c. Comprehensive Traffic Safety Program 2009 Grant: \$69,500.00

**RESOLUTION 09-0619.17(a)**

**RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING AN AMENDMENT TO THE 2009 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) DARE DONATION**

**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 Beach Haven Exchange Club has approved a grant in the amount of \$1,000.00; and

**WHEREAS**, it is the desire of the Board of Commissioners of the Township of Long Beach to amend the 2009 Municipal Budget to provide for the insertion of this donation 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 2009 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:

DARE PROGRAM \$1,000.00

2. That the Board of Commissioners does 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:

DARE PROGRAM \$1,000.00

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.

**RESOLUTION 09-0619.17(b)**

**RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING AN AMENDMENT TO THE 2009 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 FY2009**

**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 \$7,126.50; and

**WHEREAS**, it is the desire of the Board of Commissioners of the Township of Long Beach to amend the 2009 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 2009 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 2009 WITH AN ADDITIONAL AMOUNT OF: \$7,126.50

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: \$7,126.50

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 09-0619.17(c)**

**RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING AN AMENDMENT TO THE 2009 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) COMPREHENSIVE TRAFFIC SAFETY PROGRAM 2009 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 has approved a grant with in the amount of \$69,500.00; and

**WHEREAS**, it is the desire of the Board of Commissioners of the Township of Long Beach to amend the 2009 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 2009 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:

**COMPREHENSIVE TRAFFIC SAFETY PROGRAM 2009 GRANT: \$69,500.00**

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:

**COMPREHENSIVE TRAFFIC SAFETY PROGRAM 2009 GRANT: \$69,500.00**

3. That one certified copy of this resolution shall be forwarded to the Director of the Division of Local Government Services, with one copy to the Township Auditor and the Township Treasurer.

**Bonnie M. Leonetti, Municipal Clerk, Administrator** explained this was an additional amount to the 2009 Municipal Budget.

19. Resolution 09-0619.18:	Approve Bills & Payroll	
	Bills in the amount of:	\$1,054,215.40
	Payrolls in the amount of:	\$ 407,070.49

Motion to approve Items 19 & 20:

Motion: Bayard                      Ayes: Bayard, Mancini

Second:Mancini                      Nays:

**Mayor Mancini** stated the Tax Collector and Treasurer’s Reports for the month of May 2009 are on file in the Municipal Clerk’s Office.

**COMMISSIONERS' REPORTS**

**Commissioner Bayard** had no comments.

**Mayor Mancini** announced the next meetings of the Land Use Board on July 8<sup>th</sup> and the Board of Commissioners on July 10<sup>th</sup>. He noted Water bills were due July 1<sup>st</sup> and after July 10<sup>th</sup> interest on delinquent accounts would be added. He also reminded the public that on Friday, July 3, 2009 a free movie “Finding Nemo” would be shown at dusk at the municipal complex; Seasonal Beach Badge fees increased to \$35.00 each as of June 16<sup>th</sup>; and Handouts were on the back table regarding Summer Activities, Dog Park Rules, and Surfing Beach locations.

**OPEN PUBLIC SESSION**

**Bill Hutson / Holgate** was concerned by a letter in the Sandpaper Newspaper regarding the cost of the motorcycle unit for the Police Department. He thanked the Board of Commissioners for the 2009 summer events at the municipal complex.

**Mayor Mancini** explained the motorcycles and officer training were paid for by grants and there had been no cost to taxpayers for the new unit. He and the Commissioners were pleased with the motorcycle unit and felt it would benefit the Township by lowering the volume of gasoline used and the ability of the cycles to get through heavy traffic in the summer, lowering response time on calls for service.

**CLOSE PUBLIC SESSION**

Motion for adjournment at: 4:27 p.m.

Motion: Bayard                      Ayes: Bayard, Mancini

Second:Mancini                      Nays:

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Bonnie M. Leonetti, RMC, CMC  
Municipal Clerk

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Joseph H. Mancini, Mayor

(ABSENT)

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DiAnne C. Gove, Comm.

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Ralph H. Bayard, Comm.