

**MINUTES**  
**REGULAR SESSION BOARD OF COMMISSIONERS JUNE 21, 2013**  
**Flag Salute**

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

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

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

Municipal Clerk announces: Notice of the time and place of this meeting has been posted in the office of the Municipal Clerk, published by the BEACH HAVEN TIMES and the ASBURY PARK PRESS on December 13<sup>th</sup> 2012; and filed with the Municipal Clerk.

Motion: To dispense with the reading of the minutes of the June 7, 2013 meeting and to approve the same as recorded in the minute book:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

**AGENDA**

**ORDINANCES & PUBLIC HEARINGS**

1. Second Reading Ordinance 13-21C: **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 105-10 PERTAINS TO AIR POLLUTION CONTROL**

Passed on first reading at a regular meeting held on June 7, 2013 and advertised in the BEACH HAVEN TIMES issue of June 13, 2013.

**STATEMENT OF PURPOSE**

This Ordinance is being offered by the Township Commissioners to alleviate a concern associated with the anticipated demolition of a significant number of residential and commercial structures that were permanently damaged as a result of Hurricane Sandy. Commencing on July 1, 2013, all persons, firms, corporations or other legal entities intending to demolish a structure or improvement shall be required to employ water dampening techniques to eliminate dust, debris, particles and other air borne substances from substantially escaping from the demolition site.

WHEREAS, the Township of Long Beach (the "Township") desires to amend Chapter 105 of its Code to ensure that anyone engaged in the process of demolishing or substantially removing a significant portion of a residential or construction structure employs the appropriate water dampening steps to insure that that dust particles, debris and other air borne substances are contained to the demolition site.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY that the Code of the Township of Long Beach be amended as follows:

Section 105-10 entitled "Air Pollution Control; Violations and Penalties; Permit Required" is hereby amended to add a new subsection D to read as follows:

D. Any person, firm, corporation or other legal entity intending to demolish or permanently remove all or a substantial portion of any residential or commercial structure, building or other related improvement shall be permitted to perform such activity provided such person, firm, corporation or other legal entity utilizes the necessary water dampening techniques to insure that dust, debris, particles or other air borne substances are kept to a minimum during the site clearing activity by means of wetting the site or other approved methods. Any person, firm, corporation or other legal entity shall be required to wash down all existing sidewalks and roadways on or off the site daily and after work is complete.

- (1) The Building Department application associated with the demolition of any residential or commercial structure, building or related improvement shall provide, inter alia, for a certification, signed by the person, firm, corporation or other legal entity securing the permit, that the signator thereto shall be personally responsible and liable to supervise the work to be conducted pursuant to the permit to see to it that all of the work complies with the requirements of this section and that for a failure of any employee or employees of that person, firm, corporation or other legal entity to fail to abide strictly by the requirements hereinabove set forth in 105-10, the signatory to such application shall be personally subject to the penalties provided for in 1-17 inclusive of the Code of the Township of Long Beach, County of Ocean, State of New Jersey, 1997. In addition to the signatory being personally subject to the penalties

provided for in 1-17 inclusive of the Code of Township of Long Beach, the firm, corporation or other legal entity employing any person who violates 105-10 shall also be subject to the fines provided for in 1-17 inclusive of the Code of the Township of Long Beach if any of their employees violate any provision of 105-10 of this article. The fine shall be imposed upon such person, firm, corporation or other legal entity for failure to properly supervise his/her, its, or their employees to prevent a violation of any of the provisions of 105-10.

All Ordinances or provisions thereof inconsistent with the provisions of this Ordinance shall be and are hereby repealed to the extent of such inconsistency.

If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision and the remainder of this Ordinance shall be deemed valid and effective.

This Ordinance shall take effect immediately upon final passage and publication according to law.

**Lynda Wells, Municipal Clerk** explained, commencing on July 1, 2013, all persons, firms, corporations or other legal entities intending to demolish a structure or improvement shall be required to employ water dampening techniques to eliminate dust, debris, particles and other air borne substances from substantially escaping from the demolition site.

Motion to adopt Ordinance 13-21C on Second Reading:

Motion: Lattanzi           Ayes: Lattanzi, Bayard, Mancini

Second: Bayard           Nays:

OPEN PUBLIC HEARING

No comments

CLOSE PUBLIC HEARING

2. Second Reading Ordinance 13-22C: **ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, 1997" BY REPEALING SECTION 111.1 OF THE "INTERNATIONAL PROPERTY MAINTENANCE CODE 2009" AND IN LIEU AND INSTEAD THEREFORE PROVIDING FOR DIRECT APPEAL TO THE SUPERIOR COURT OF NEW JERSEY, LAW DIVISION**

Passed on first reading at a regular meeting held on June 7, 2013 and advertised in the BEACH HAVEN TIMES issue of June 13, 2013.

#### **SECTION I**

The purpose of this Ordinance is to delete any requirement for an aggrieved party to appeal to any local appeal board and to permit any aggrieved person to appeal directly to the Superior Court of New Jersey, Law Division, Ocean County, New Jersey. This Ordinance is adopted since Long Beach Township has never created an Appeal Board to hear appeals from rulings issued pursuant to the International Property Maintenance Code 2009.

#### **SECTION II**

An Ordinance entitled "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, 1997" is hereby amended by the addition in § 64.1B by a new paragraph as follows:

**111.1 Procedure for Appeal.** Any person directly affected by a decision of the *Code Official* or a notice or order issued under this code shall have the right of direct appeal to the Superior Court of New Jersey, Law Division, Ocean County, by filing an action in lieu of prerogative writs pursuant to the New Jersey Rules of Court.

#### **SECTION III**

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

#### **SECTION IV**

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 V**

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

**Lynda Wells, Municipal Clerk** explained, the purpose of this Ordinance was to delete any requirement for an aggrieved party to appeal to any local appeal board and to permit any aggrieved person to appeal directly to the Superior Court of New Jersey, Law Division, Ocean County, New Jersey. This Ordinance is adopted since Long Beach Township had never created an Appeal Board to hear appeals from rulings issued pursuant to the International Property Maintenance Code 2009.

Motion to adopt Ordinance 13-22C on Second Reading:

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

OPEN PUBLIC HEARING

No comments

CLOSE PUBLIC HEARING

3. First Reading Ordinance 13-23C: **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 94 DEALS WITH FLOOD DAMAGE**

**Lynda Wells, Municipal Clerk**, explained this Ordinance was designed to clarify the provisions of Chapter 94 of the Code of the Township of Long Beach and bring the same into conformity with Federal Emergency Management Agency Regulations as developed by the FEMA Flood Insurance Rate Map created June 17, 2013.

Motion to approve Ordinance 13-23C on First Reading:

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

4. First Reading Ordinance 13-24C: **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 205-10A ESTABLISHES HEIGHT LIMITATIONS IN THE A AND V ZONES AS DEFINED BY FEMA.**

**Lynda Wells, Municipal Clerk** explained this Ordinance was to clarify Section 205-10 of an Ordinance entitled "**Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)**" as the same in Section 205-10A establishes height limitations in the A and V Zone as defined by FEMA by clarifying the impact of the June 17, 2013 FEMA map and the January 2013 Emergency Declaration by Bob Martin, Commission of New Jersey Department of Environmental Protection and the interplay between aforesaid maps and the aforesaid Emergency Declaration which amended Title 7 Chapter 13 of the New Jersey Administrative Code.

Motion to approve Ordinance 13-24C on First Reading:

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

5. First Reading Ordinance 13-25C: **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 64-13B(1)(E) AS THE SAME REGULATES THE ELEVATION OF BAYSIDE AND LAGOON BULKHEADS**

**Lynda Wells, Municipal Clerk** explained this Ordinance changed the elevation for bayside or lagoon bulkheads from an elevation of 6 feet above the mean high water line to an elevation of 7 feet above mean sea level NAVD 1988.

Motion to approve Ordinance 13-25C on First Reading:

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

#### **ADOPTIONS & APPROVALS**

6. Resolution 13-0621.01: Authorize parking regulations for the Long Beach Island Garden Club: Suspend no parking regulations on Beach Avenue in the area of New Jersey & Indiana Avenues for monthly meetings held at the First United Methodist Church from September 2013 through April 2014.

**WHEREAS**, the Terrace First United Methodist Church has approved the use of their building for scheduled meetings of the Garden Club of Long Beach Island (10:00 a.m. thru 3:00 p.m.), 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 the following dates:

- Thursday, September 12, 2013
- Thursday, October 10, 2013
- Thursday, November 14, 2013
- Thursday, November 21, 2013

- Thursday January 9, 2014
- Thursday, February 13, 2014
- Thursday, March 13, 2014
- Thursday, April 10, 2014

**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.

7. Resolution 13-0621.02: Authorize parking regulations for the municipal parking lot in Holgate

**NOW, THEREFORE BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach do hereby authorize the hours of operation for the municipal parking lot in Holgate to be as follows: parking lot to close at 10:00 p.m. and re-open at 5:00 a.m. daily, for a period of ninety (90) days commencing June 22, 2013.

8. Resolution 13-0621.03: Approve a deadline for the submission of background checks for seasonal employees; July 5, 2013

**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 5<sup>th</sup>, 2013 for the submission of Long Beach Township seasonal employee New Jersey State Police Background Investigation applications, as those applications received subsequent to July 5<sup>th</sup> cannot be processed, completed and returned by the State Police before the conclusion of the 2013 summer season.

9. Resolution 13-0621.04: Approve personnel actions

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

**BEACH PATROL**

Hire the following employee as a part-time seasonal Beach Badge Program Seller/Checker at the rate of \$8.55 per hour to be paid from the Beach Badge Salary & Wage effective June 22, 2013.

Brittney Kane

Hire the following as a part-time Seasonal Beach Badge Program Seller/Checker at the rate of \$8.35 per hour to be paid from the Beach Badge Salary & Wage effective June 22, 2013.

Ian Boylan

Hire the following employees as part-time Seasonal Beach Badge Program Sellers/Checkers at the rate of \$8.25 per hour to be paid from the Beach Badge Salary & Wage effective June 22, 2013.

Joseph Bergan

Brielle Cacoilo

Change the following employee's 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 22, 2013.

Krista Jensen

Change the following employee's title to Seasonal Lifeguard Captain with a new rate of pay to \$157.00 per day to be paid from the Lifeguard Salary & Wage effective June 22, 2013.

Michael Dancha

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 22, 2013.

Patrick Craig

Scott Dunleavy

Change the following employee's 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 22, 2013.

Brittany Royer

Change the following employee's 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 22, 2013.

William Galese

Terence Lennon

Jennifer Nelson

Theodore Ray

Change the following employee's title to Seasonal Lifeguard Captain with a new rate of pay to \$150.00 per day to be paid from the Lifeguard Salary & Wage effective June 22, 2013.

Shawn McNally

Change the following employee's title to Seasonal Lifeguard Lieutenant with a new rate of pay to \$129.00 per day to be paid from the Lifeguard Salary & Wage effective June 22, 2013.

Jill Lambert

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 22, 2013.

Christopher Coghlan

Ryan Farley

Change the following employee's 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 22, 2013.

Jonathan Harrison

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 22, 2013.

Colin Brearley

Fran Campana

Aaron Fritz

Patrick Kelly

Nick Mathis

Brian Ring

Change the following employee's title to Seasonal Lifeguard with a new rate of pay to \$130.00 per day to be paid from the Lifeguard Salary & Wage effective June 22, 2013.

Michael Fitzpatrick

Change the following employees' title to Seasonal Lifeguard with a new rate of pay to \$100.00 per day to be paid from the Lifeguard Salary & Wage effective June 22, 2013.

Thomas Clifford

Terry Dorman

Jennifer Holly

Christopher Kiely

Sara Scangarello

Chloe Wiskow

Change the following employees' title to Seasonal Lifeguard with a new rate of pay to \$100.00 per day to be paid from the Lifeguard Salary & Wage effective June 22, 2013.

Andrew Howarth

Stephen Janiec

Change the following employee's title to Seasonal Lifeguard with a new rate of pay to \$93.34 per day to be paid from the Lifeguard Salary & Wage effective June 22, 2013.

Gavin Hodgson

Hire the following employee as a part-time Seasonal Lifeguard Lieutenant with a new rate of pay to \$128.00 per day to be paid from the Lifeguard Salary & Wage effective June 22, 2013.

Nathan Boyd

Hire the following employees as part-time Seasonal Lifeguards at a rate of \$100.00 per day to be paid from the Lifeguard Salary & Wage effective June 22, 2013.

Christopher Doyle

Justin Dumhart

Alex LaPilusa

Austin LaPilusa

Dana Stone

Hire the following employees as part-time Seasonal Lifeguards at a rate of \$96.67 per day to be paid from the Lifeguard Salary & Wage effective June 22, 2013.

Garrett Walters

Julian Willis

Hire the following employee as a part-time Seasonal Lifeguard at a rate of \$93.34 per day to be paid from the Lifeguard Salary & Wage effective June 22, 2013.

Dylan Jones

Hire the following employee as a part-time Seasonal Lifeguard at a rate of \$90.00 per day to be paid from the Lifeguard Salary & Wage effective June 22, 2013.

Christopher Hamilton

Hire the following employees as part-time Seasonal Lifeguards at a rate of \$86.67 per day to be paid from the Lifeguard Salary & Wage effective June 22, 2013.

Kristina Myrick

Emily Zetkolic

Hire the following employees as part-time Seasonal Lifeguards at a rate of \$78.33 per day to be paid from the Lifeguard Salary & Wage effective June 22, 2013.

Reina Kern

William McGrath

Mary Clare McVeety

Mario Nasta

Riley Sheehan

Hire the following employees as part-time Seasonal Lifeguards at a rate of \$75.00 per day to be paid from the Lifeguard Salary & Wage effective June 22, 2013.

Sydney Bent

Jeanette Bond

Chris Kohler

Kate Rubin

**CLERK**



**LICENSES & PERMITS**

13. Resolution 13-0621.08(a-k): Approve the renewal of liquor licenses for the 2013/2014 licensing year.

**RESOLUTION 13-0621.08(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, 2013 through June 30, 2014; 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 21, 2013 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, 2013 through June 30, 2014, subject to the following conditions:

(1) Payment of the sum of \$1,465.00 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 13-0621.08(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, 2013 through June 30, 2014; 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 21, 2013 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, 2013 through June 30, 2014, subject to the following conditions:

(1) Payment of the sum of \$1,465.00 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 130621.08(c)**

**WHEREAS**, 8200 Boulevard Corp., t/a Kubel's Too, holder of plenary retail consumption license with broad package privilege 1517-32-003-007 has made application for renewal of that license for the period July 1, 2013 through June 30, 2014; 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 21, 2013 that liquor license number 1517-32-003-007, in the name of 8200 Boulevard Corp., t/a Kubel's Too, shall be and is hereby renewed for the period July 1, 2013 through June 30, 2014, subject to the following conditions:

- (1) Payment of the sum of \$1,465.00 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 1517-32-003-007, 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 13-0621.08(d)**

**WHEREAS,** Beach Haven Wines & Liquors, LLC. t/a Fritzie's Wines & Liquors, holder of plenary retail distribution license 1517-44-004-005 has made application for renewal of that license for the period July 1, 2013 through June 30, 2014; 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 21, 2013 that liquor license number 1517-44-004-005, in the name of Beach Haven Wines & Liquors, LLC, t/a Fritzie's Wines & Liquors hereby renewed for the period July 1, 2013 through June 30, 2014, subject to the following conditions:

- (1) Payment of the sum of \$1,465.00 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 1517-44-004-005, 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 13-0621.08(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, 2013 through June 30, 2014; 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 21, 2013 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, 2013 through June 30, 2014, subject to the following conditions:

- (1) Payment of the sum of \$1,465.00 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 13-0621.08(f)**

**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, 2013 through June 30, 2014; 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 21, 2013 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, 2013 through June 30, 2014, subject to the following conditions:

- (1) Payment of the sum of \$1,465.00 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 13-0621.08(g)**

**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, 2013 through June 30, 2014; 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 21, 2013 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, 2013 through June 30, 2014, subject to the following conditions:

- (1) Payment of the sum of \$180.00 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 13-0621.08(h)**

**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, 2013 through June 30, 2014; 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 21, 2013 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, 2013 through June 30, 2014, subject to the following conditions:

- (1) Payment of the sum of \$180.00 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 13-0621.08(i)**

**WHEREAS**, Spray Beach Yacht Club, holder of a club license 1517-31-012-001 has made application for renewal of that license for the period July 1, 2013 through June 30, 2014; 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 21, 2013 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, 2013 through June 30, 2014, subject to the following conditions:

- (1) Payment of the sum of \$180.00 to the Township of Long Beach;
- (2) Subject to the provision that upon ten (10) days notice given by the Board of Commissioners to of 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.

**RESOLUTION 13-0621.08(j)**

**WHEREAS**, Brant Beach Yacht Club, holder of a club license 1517-31-008-001 has made application for renewal of that license for the period July 1, 2013 through June 30, 2014; 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 21, 2013 that liquor license number 1517-31-008-001, in the name of Brant Beach Yacht Club, shall be and is hereby

renewed for the period July 1, 2013 through June 30, 2014, subject to the following conditions:

- (1) Payment of the sum of \$180.00 to the Township of Long Beach;
- (2) Subject to the provision that upon ten (10) days notice given by the Board of Commissioners to of Brant Beach Yacht Club, the holder of said license number 1517-31-008-001, 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 13-0621.08(k)**

**WHEREAS**, Daddy O Restaurant, LLC, 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, 2013 through June 30, 2014; 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 21, 2013 that liquor license number 1517-32-006-004, in the name of Daddy O Restaurant, LLC, shall be and is hereby renewed for the period July 1, 2013 through June 30, 2014, subject to the following conditions:

- (1) Payment of the sum of \$1,465.00 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, 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.

14. Resolution 13-0621.09(a-c): Approve the following special permits for social affairs:

- a) LBI Foundation 2013 Fundraiser  
Sat. July 27<sup>th</sup> – 7:00 to 9:30 PM
- b) LBI Foundation Dart for Art Fundraiser  
Sat., August 17<sup>th</sup> - 6:00 to 9:00 PM
- c) LBI Foundation Hurricane Sandy Relief Silent Auction  
Sat. July 13<sup>th</sup> 6:00 to 9:00 PM

**RESOLUTION 13-0621.09(a)**

**BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach grants a SPECIAL PERMIT FOR SOCIAL AFFAIR to The Long Beach Island Foundation of the Arts and Sciences, to be held at Long Beach Island Foundation of the Arts and Sciences, Loveladies. This permit will allow LBI Foundation to serve alcoholic beverages at the fundraiser on July 27, 2013 between the hours of 7:00 P.M. and 9:30 P.M.

**RESOLUTION 13-0621.09(b)**

**BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach grants a SPECIAL PERMIT FOR SOCIAL AFFAIR to the Long Beach Island Foundation of the Arts and Sciences, to be held at Long Beach Island Foundation of the Arts and Sciences, Loveladies. This permit will allow LBI Foundation to serve alcoholic beverages at the fundraiser on August 17, 2013 between the hours of 6:00 P.M. and 9:00 P.M.

**RESOLUTION 13-0621.09(c)**

**BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach grants a SPECIAL PERMIT FOR SOCIAL AFFAIR to The M. T. Burton Gallery/The Long Beach Island Foundation of the Arts and Sciences, to be held at Long Beach Island Foundation of the Arts and Sciences, Loveladies. This permit will allow LBI Foundation to serve alcoholic beverages at the fundraiser on July 13, 2013 between the hours of 6:00 P.M. and 9:00 P.M.

Motion to approve Items 13 and 14:

Motion: Lattanzi                      Ayes:        Lattanzi, Bayard, Mancini

Second: Bayard                      Nays:

**CONTRACTS & AWARDS**

15. Resolution 13-0621.10:        Approve the renewal of a shared service agreement:  
Borough of Beach Haven; Street Sweeper and driver/operator

**RESOLUTION AUTHORIZING THE EXECUTION OF A SHARED RESOURCES AGREEMENT BETWEEN THE TOWNSHIP OF LONG BEACH AS LEAD AGENCY AND THE BOROUGH OF BEACH HAVEN FOR THE USE OF ONE (1) STREET SWEEPER WITH DRIVER/OPERATOR.**

**WHEREAS**, the Shared Services Act, N.J.S.A. 40A:65-4(3)b. authorizes two or more municipalities to enter into a mutual service agreement for the provision of certain governmental services; and

**WHEREAS**, the Township of Long Beach and the Borough of Beach Haven wish to enter into a Shared Services/Resources Agreement, with Long Beach Township as the Lead Agency, for the use of one (1) Street Sweeper with Driver/Operator; and

**WHEREAS**, the Township of Long Beach has adopted Ordinance 11-44 effective December 13<sup>th</sup> 2012 which sets forth funding for the purchase of (2) Street Sweepers; and

**WHEREAS**, the Township of Long Beach has been approved for grant monies designated under the Barnegat Bay Stormwater Initiative Project #BBE-2 that shall be used for the purchase of (2) Street Sweepers pursuant to Ordinance 11-44; and

**WHEREAS**, the Township of Long Beach has determined the cost to operate the Street Sweeper with (1) Driver/Operator is \$543.82 per day; and

**WHEREAS**, the Borough of Beach Haven has agreed to enter into a Shared Services/Resources Agreement appended hereto as Exhibit "A" which would result in

Borough of Beach Haven paying \$543.82 per day for the use of (1) Street Sweeper with Driver/Operator, as needed.

**NOW THEREFORE BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach at a regular meeting held Friday, June 21, 2013, 2011, that the Agreement appended hereto as Exhibit "A" shall be executed by and between the Borough of Beach Haven and the Township of Long Beach with the same to be executed on behalf of the Township of Long Beach by Joseph H. Mancini, Mayor and attested to by Lynda Wells, RMC, Township Clerk with the seal of the Township of Long Beach affixed, and executed on behalf of the Borough of Beach Haven by Robert Keeler, Mayor and attested to by Sherry Mason, RMC, Township Clerk with the seal of the Borough of Beach Haven affixed.

16. Resolution 13-0621.11(a&b):Approve the following change orders:

- a) Axios, Inc.  
2013 Bayview Park Reconstruction, etc.  
Change Order #1 - \$39,241.00
- b) Tri-State Grouting  
2013 Temporary Infiltration Repair  
Change Order #1(final) - \$7,474.00

**RESOLUTION AUTHORIZING A CHANGE ORDER #1 FOR THE 2013 BAYVIEW PARK RECONSTRUCTION PROJECT, 68<sup>TH</sup> STREET BEACH ACCESS RAMP AND LOVELADIES LANE BEACH ACCESS FACILITIES IN THE TOWNSHIP OF LONG BEACH**

**WHEREAS** Axios, Inc. was awarded a contract for the 2013 Bayview Park Reconstruction, 68<sup>th</sup> Street Beach Access Ramp and Loveladies Lane Beach Access Facilities, in the Township of Long Beach pursuant to Resolution 13-0419.10(b), in the amount of Eight Hundred Eighty Three Thousand Three Hundred Forty Two Dollars and No Cents (\$883,342.00) on April 19, 2013; and

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

**WHEREAS**, as a result of the furnishing and installation of guardrails and handrails for two (2) handicap ramps along boardwalk; furnish and install additional support piles and girders at pavilion handicap ramp adjacent to parking lot; furnish and install electrical subpanel at boardwalk pavilion; remove existing electrical feed wire to southerly pavilion and replace feed with new wire in conduit; remove and replace electrical wiring to northerly entrance wall; modifications to bathroom handicap ramp per field sketch; reset and level sumps at pavilion adjacent to parking lot; boardwalk reinforcement at railing posts; additional entry wall on north side to match new wall on south side per line item #49 and gazebo ramp changes per sketch were required; resulting in a Change Order to the original contract; such change order has been approved and certified by the Municipal Engineer and the Commissioner of Public Works and Property; and

**WHEREAS**, sufficient funds are available and certified by the Chief Financial Officer from Appropriation made by Ordinance 13-03, Special Emergency Hurricane Sandy Account #C-04-56-109-901 in the amount of \$39,241.00.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach at a regular scheduled meeting, (not less than two-thirds (2/3) of the members thereof affirmatively concurring) this 21<sup>st</sup> day of June 2013 that Axios, Inc., PO Box 580, Northfield, NJ 08225 be and is hereby awarded Change Order #1 in an amount not to exceed Thirty Nine Thousand Two Hundred Forty One Dollars (\$39,241.00) for payment of the additional work required to complete the 2013 Bayview Park Reconstruction, 68<sup>th</sup> Street Beach Access Ramp and Loveladies Lane Beach Access Facilities in the Township of Long Beach.

**RESOLUTION 13-0621.11(b)**

**RESOLUTION AUTHORIZING A CHANGE ORDER #1 FOR THE 2013 SANITARY SEWER TEMPORARY INFILTRATION REPAIR IN THE TOWNSHIP OF LONG BEACH**

**WHEREAS** Tri-State Grouting, LLC was awarded a contract for the 2013 Sanitary Sewer Temporary Infiltration Repair, in the Township of Long Beach pursuant to Resolution 13-0503.08 in the amount Fifty Two Thousand Four Hundred Dollars and No Cents (\$52,400.00) on May 8, 2013; and

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

**WHEREAS**, as a result of the unforeseen extra heavy cleaning that was required a Change Order to the original contract resulted; such change order has been approved and certified by the Municipal Engineer and the Commissioner of Public Works and Property.

**WHEREAS**, sufficient funds are available and certified by the Chief Financial Officer in the appropriation made by Ordinance 13-03, Special Emergency Hurricane Sandy Account #C-04-56-109-901 in the amount of Seven Thousand Four Hundred Seventy Four Dollars (\$7,474.00).

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach at a regular scheduled meeting, (not less than two-thirds (2/3) of the members thereof affirmatively concurring) this 21<sup>st</sup> day of June 2013 that Tri-State Grouting, LLC, 567 Walther Road, Newark, DE, 19702 be and is hereby awarded Change Order #1 in an amount not to exceed Seven Thousand Four Hundred Seventy Four Dollars (\$7,474.00).

for payment of the additional work required to complete the 2013 Sanitary Sewer Temporary Infiltration Repair in the Township of Long Beach.

Motion to approve Items 15 and 16:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

**FINANCIAL APPROVALS**

17. Resolution 13-0621.12: Approve the acceptance of a Performance Bond: File # - LUB-3-1; Meisner, \$2,475.00

**WHEREAS**, the Township of Long Beach has received from Donald Meisner, Official Check #51608197-1 dated June 12, 2013 in the amount of Two Thousand Four Hundred Seventy Five Dollars (\$2,475.00) drawn on TD Bank, representing the required Performance Bond for a Minor Subdiivision #LUB-3-11 Revised, Block 11.07, Lot 7 (10410 Long Beach Blvd.).

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach accepts this bond as per its Municipal Land Use Ordinance and as per the recommendation and certification of the Municipal Engineer.

18. Resolution 13-0621.13: Approve the refund of an overpayment of property taxes for Block 5.05 Lot 16

**WHEREAS**, the following property tax account requires a refund as the Property owner has made an overpayment in the amount of Two Thousand Two Hundred Thirty Five Dollars and Seventy Four Cents (\$2,235.74); and

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

<u>Block:</u>	<u>Lot:</u>	<u>Reason</u>	<u>Name:</u>	
5.05	16	Overpayment	HSBC	\$2,235.74
			As agent for Sharon Gaudet	
			1 Corelogic Drive	
			Westlake, TX 76262	

**NOW, THEREFORE BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach that the overpayments as set forth above in the amount of \$2,235.74 be reimbursed and the Tax Collector is directed to make the appropriate adjustments on the account.

19. Resolution 13-0621.14: Approve Bills & Payroll  
Bills in the amount of: \$ 1,508,807.42  
Payroll in the amount of: \$ 442,578.35

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

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

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

**WHEREAS**, Payroll Department has certified and submitted a request for approval of Township payroll in the amount of \$442,578.35.

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

1. The said approved vouchers amounting to the sum of \$1,508,807.42 be and the same are hereby authorized to be paid on Friday, June 21, 2013.

2. The said approved payroll amounting to the sum of \$442,578.35 be and the same are hereby authorized to be paid on Friday, June 21, 2013. The Municipal Clerk be and she is hereby directed to list on the page in the Minute Book following the Minutes of this meeting all of the said vouchers hereby authorized to be paid.

Motion to approve Items 17 through 19:

Motion: Lattanzi Ayes: Lattanzi, (abstained from voucher for Southern Ocean Medical Center) Bayard, Mancini (invoked the doctrine of necessity for vouchers to Southern Ocean Medical Center)

Second: Bayard Nays:

#### COMMISSIONERS' REPORTS

**Commissioner Lattanzi** reported the flood maps were released and the v zones were drastically reduced. He expressed a debt of gratitude was due the Mayor for his involvement in the process.

Commissioner Lattanzi also commented on the success of the Thank You Fest, thanking all the volunteers for their contributions.

**Commissioner Bayard** reported the public bathrooms would be open for the weekend in Bayview Park and Loveladies

**Mayor Mancini:** the next regular meeting of the Land Use Board would be held on Wednesday, July 10, 2013 at 7:00 p.m. in the Municipal Court Room.

**Mayor Mancini:** reported outstanding easements: Brant Beach to No. Beach Haven: 14 outstanding, North Beach: 12 easements outstanding and Loveladies: 27 easements outstanding.

**Mayor Mancini** stated the Thank You Fest was a success and pointed out there were more t-shirts being sold for \$15 to offset the costs for the event.

**Mayor Mancini** reported from the Police Department the Army Corps was currently in the process of replenishing the beach in the Brant Beach section, the Police Dept. urged all to use caution and stay clear of restricted areas.

**Mayor Mancini** stated the Police Department continued to enforce regulations pertaining to vehicles, pedestrians and bicycles, and commercial vehicles were restricted from utilizing ocean and beach avenues.

**Mayor Mancini** reported that no debris should be placed in the roadway, no parking of trailers or containers on roadways as this was prohibited. And finally, the Holgate parking lot would be closed during the evening hours starting at 10 pm and reopen at 5 am.

#### OPEN PUBLIC SESSION

**Dan Marcone**, Holgate Taxpayers Association asked for street markings for bicyclists.

**Mayor Mancini** replied he would have to contact the County as it is a county road.

**Bill Hutson**, Holgate commented that the Thank You Fest was a great event.

**Anthon Becker**, Brant Beach asked if the handicap beach ramp at 47<sup>th</sup> Street would be reconfigured, as the original ramp was impassable.

**Mayor Mancini** responded he would have Bob Parker, Beach Maintenance Supervisor inquire at the weekly project meeting on Thursday.

#### CLOSE PUBLIC SESSION

Motion for adjournment at 4:30 p.m.

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

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Lynda J. Wells, RMC  
Municipal Clerk

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Joseph H. Mancini, Mayor

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Ralph H. Bayard, Commissioner

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Dr. Joseph P. Lattanzi, Commissioner