

MINUTES
REGULAR SESSION BOARD OF COMMISSIONERS JULY 10, 2009
Flag Salute

Meeting came to order: 4:04 p.m.

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

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

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 7th 2009; the PRESS OF ATLANTIC CITY on January 3rd 2009; and the ASBURY PARK PRESS on December 23rd 2008; and filed with the Municipal Clerk.

Motion: To dispense with the reading of the minutes of the previous meetings of June 19th and June 29th 2009 and to approve the same as recorded in the minute book:

Motion: Gove Ayes: Bayard, Mancini

Second: Bayard Nays:

Commissioner Gove abstained on the vote for the June 19th meeting minutes as she had not been present at the meeting.

AGENDA

PRESENTATION

Chief Michael Bradley: Presented two used Mobile Data Terminal Computers as a donation to the Beach Haven Volunteer Fire Company.

Tom Walsh / Beach Haven Volunteer Fire Company thanked the Board of Commissioners and Chief Bradley and explained the computers would greatly help the Company.

Mayor Mancini: Recognized the lifesaving efforts of Long Beach Township Lifeguards **Adam Lambert, Acting Captain; Mike Fitzpatrick;** and **Aaron Fritz** who had rescued an individual trapped in the sand on the 128th Street beach on July 8th. The Commissioners presented certificates of recognition to each lifeguard.

Bob Stewart, Beach Patron witnessed the incident and complimented the lifeguards for their swift action. He felt their rescue efforts helped save the victim's life.

Don Myers, Beach Supervisor explained the importance of beach safety. He warned the public about the danger of digging deep holes in the sand.

ADOPTIONS, APPROVALS & SUPPORT

1. Resolution 09-0710.01: Support the Long Beach Island Joint Taxpayers Association position regarding a shared service agreement between Stafford Township and the Southern Regional School District for a school resource officer

RESOLUTION 09-0710.01

WHEREAS, the Mayors of Long Beach Island received an analysis regarding budgetary considerations for the Southern Regional School District prepared by the Joint Council of Taxpayers Association of Long Beach Island; and

WHEREAS, the analysis drew attention to a shared service agreement between the Southern Regional School District and the Township of Stafford to provide and assign a resource officer for the school; and

WHEREAS, additionally, the analysis referenced "Attachment B" that concerned the daily activity of the Southern Regional Officers, and "Attachment C" comprised of a list of questions prepared by the Joint Council of Taxpayers Association of Long Beach Island and submitted to School Superintendent Craig Henry; and

WHEREAS, the Joint Council of Taxpayers Association of Long Beach Island observed the shared service agreement not only contained an automatic renewal clause, but failed to include any schedule of cost or rate of pay for the proposed resource officer; and

WHEREAS, the Joint Council of Taxpayers Association of Long Beach Island concluded the provision for a resource officer required justification as to need, and clarification regarding the coordination of such officer with the existing six (6) security attendance personnel currently employed by the Southern Regional School District; and

WHEREAS, it is the position of the Joint Council of Taxpayers Association of Long Beach Island that the shared service agreement between the Southern Regional School District and the Township of Stafford for the provision of a resource officer be held until such time as "the rates and schedules are established, justified, ... and shared with the public" in a timely fashion, and an acceptable response has been received to the questions presented in Attachments B and C.

NOW THEREFORE BE IT RESOLVED, that the Board of Commissioners of the Township of Long Beach at a Regular Meeting held Friday, July 10, 2009 does hereby support the Joint Council of Taxpayers Association of Long Beach Island in their continued efforts to ensure a quality education for the children of our community in an efficiently administered and cost effective school district.

Bonnie M. Leonetti, Municipal Clerk / Administrator advised it was the position of the Joint Council of Taxpayers Association of Long Beach Island that the shared service agreement between the Southern Regional School District and the Township of Stafford for the provision of a resource officer be held until such time as "the rates and schedules are established, justified, ... and shared with the public" in a timely fashion, and an acceptable response had been received to the questions presented to the Board.

2. Resolution 09-0710.02: Approve various changes to Water/Sewer accounts

RESOLUTION 09-0710.02

WHEREAS, the following Water/Sewer accounts require changes in their billing and / or classification due to various reasons; and

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

Blk:	Lot:	Acct:	Year:	Cancel/Change	Amount:
6.34	3	2011-0 Water	2009	To Stand-by	62.00
7.11	12	2312-0 Water	2009	Refund Shut-Off Fee	200.00
11.15	9	3554-0 Water	2009	Actual Fixture Count	65.00
15.40	3	5309-0 Water	2009	Actual Fixture Count	140.00
18.03	4	6223-0 Water	2009	Remove Irrigation	250.00
18.11	2	6259-0 Water	2009	To Stand-by	184.00
20.117	6	7371-0 Water	2009	To Stand-by	173.00
23.01	4	7781-0 Water	2009	Actual Fixture Count	259.00
23.01	4	7781-0 Sewer	2009	Remove Garbage Disp.	193.00

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.

3. Resolution 09-0710.03: Approve an amendment to Resolution 09-0501.06:
Revise Dog Park Rules

RESOLUTION 09-0710.03

A RESOLUTION AMENDING RESOLUTION 09-0501.06 ESTABLISHING REGULATIONS FOR THE NORTH RECREATION AREA AT BAYVIEW PARK IN BRANT BEACH, LONG BEACH TWP

WHEREAS, pursuant to Resolution 09-0501.06 approved on May 1, 2009, the Board of Commissioners of the Township of Long Beach authorized the creation of a “dog park” on a portion of the North Recreation Area at Bayview Park and enacted reasonable regulations in order to accommodate the “dog park” and other recreational uses in the area; and

WHEREAS, the Board of Commissioners of the Township of Long Beach has determined it is necessary, due to various reasons, to rescind the regulations approved by Resolution 09-0501.06 and to replace same with revised regulations attached hereto and identified as Exhibit A.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach at a regular meeting held Friday July 10, 2009 that the Dog Park Rules and Regulations, pursuant to Exhibit A attached hereto, be and hereby are approved and effective.

EXHIBIT A

Dog Park Rules

1. The area of Bayview Park lying in Block 15.19 and Block 15.22 as shown on the Tax Assessment Map of the Township of Long Beach shall henceforth be known as the North Recreation Area at Bayview Park.
2. All persons utilizing the North Recreation Area at Bayview Park 12 years of age or older shall display a beach badge issued by the Township of Long Beach valid for the period when the person enters the North Recreation Area at Bayview Park.
3. The Dog Park located within the North Recreation Area at Bayview Park is open daily between the hours of 10:00am and 5:00pm.
4. No motorized watercraft shall be launched from or landed on the beach in the North Recreation Area at Bayview Park.
5. No food or beverage shall be possessed nor consumed by any person in the North Recreation Area at Bayview Park.
6. Any dogs in the “dog park” area of the North Recreation Area at Bayview Park shall be securely fastened on leashes which shall be held by the handlers of any dogs in the “dog park” located in the North Recreation Area at Bayview Park. The owner or handler of a dog in the “dog park” wishing to throw dummies, tennis balls, or any other object made of material soft enough to cause NO injury to a person or animal if such person or animal is struck by the object, may throw such objects into the Bay for purposes of training or exercising their dog provided that such dog is ON A LEASH and under full control of the owner or handler and will proceed directly from the owner or handler to retrieve the object and return directly to the owner or handler. Any owner/handler of a dog wishing to allow their dog to swim in the Dog Park may do so provided the dog is on a leash.
7. All dogs in the “dog park” located at the North Recreation Area at Bayview Park shall have affixed to their collars licenses issued by the Municipality in which their owners or handlers permanently reside, if the Municipality in which the owner or handler resides with the dog do not require that dogs be licensed then, and in that event, the owner or handler shall secure a Long Beach Township dog license and securely affix such license to the dog’s collar.
8. Handlers of any dogs in the “dog park” located on the North Recreation Area at Bayview Park shall comply with the Ordinances of Long Beach Township concerning the **IMMEDIATE COLLECTION AND DISPOSAL OF FECAL MATERIALS** deposited by any dogs under their care, custody and control and such collection and disposal shall be conducted by the dog’s handler immediately upon the dog’s relieving themselves.
9. All users of the North Recreation Area at Bayview Park shall be considerate to other users since Bayview Park was purchased with Green Acres funding to provide a park and recreation area for all taxpayers, residents, citizens and visitors in, of and to the Township of Long Beach and Green Acres administrative officers have expressly approved Long Beach creation of a “dog park” in the North Recreation Area at Bayview Park.
10. All users of the North Recreation Area at Bayview Park shall comply with all State of New Jersey Department of Environmental Rules and Regulations:
 - Clean and plentiful water is important to our families, our environment, our economy and our quality of life. Animal waste from pets can pollute our waters. When left on the ground, pet waste is washed by rain, melting snow and ice into storm drains and carried to our rivers, lakes, ocean, and drinking water. Animal waste contains high

concentrations of nutrients, as well as bacteria and disease-causing microorganisms that can cause problems.

- Pet owners, or anyone who takes your pet for walks, must properly dispose of the waste by picking it up, wrapping it, and either placing it in the trash, or flushing it unwrapped down the toilet.
 - Municipalities are required to adopt and enforce local pet-waste laws. At a minimum, our community must require that pet owners, or their keepers, immediately and properly dispose of their pet's solid waste deposited on any public or private property not owned or possessed by that person. People with assistance animals, such as seeing-eye dogs, are exempt.
11. All visitors to the North Recreation Area at Bayview Park shall strictly comply with all noise Ordinances and other Ordinances of the Township of Long Beach concerning the behavior of persons while in the Township.
 12. Dogs in Bayview Park are ONLY allowed in the North Recreation Area Dog Park. They may NOT be in the Playground, on the Boardwalk, or the south end of the beach area.

Bonnie M. Leonetti, Municipal Clerk / Administrator stated the rules had been revised to include the hours of operation (open from 10:00am to 5:00pm daily) and dogs were required to be leashed at all times.

4. Resolution 09-0710.04: Approve personnel actions

RESOLUTION 09-0807.04

BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach:

End the approved FMLA for KM effective July 7, 2009.

Approve the request from M B for an additional unpaid medical leave contingent upon receipt of documentation acceptable to the Township within the next 10 business days – failure to provide same could result in immediate termination of the leave.

BEACH PATROL

Change the following Seasonal Beach Badge Program Senior Supervisor's rate of pay to \$16.00 per hour to be paid from the Beach Badge Salary & Wage effective July 11, 2009 and give her the designation of Director of Bayview Park.

Joni Bakum

Hire the following as a Seasonal Lifeguard at the rate of \$98.33 per day to be paid from the Lifeguard Salary & Wage effective July 11, 2009.

Sean Mihalik

Hire the following as a Seasonal Lifeguard at the rate of \$76.67 per day to be paid from the Lifeguard Salary & Wage effective July 11, 2009.

Ryan Friedmann

Change the following Seasonal Lifeguard's rate of pay to \$76.67 per day to be paid from the Lifeguard Salary & Wage effective July 11, 2009.

Meghan Carlson

Hire the following as Seasonal Beach Badge Program Sellers/Checkers at the rate of \$8.10 per hour to be paid from the Beach Badge Salary & Wage effective July 11, 2009.

Kelsey Sladen Tyler Saden

CLERK'S OFFICE

Re-appoint Teresa Sgro as Alternate Deputy Registrar for the Township of Long Beach effective July 21, 2009 for a term of 3 (three) years.

Approve a stipend of \$1,000 to Debra Thompson for her work on 2009 Waterfest, processing SBI background checks for seasonals, setting up training sessions for the Labor Attorney, and coordinating & attending the Special Events of Summer 2009.

HEALTH DEPT.

Approve an increase of \$2,500 retro-active to Jan. 1, 2009 to the base pay of Dan Krupinski based on his DOP title to be paid from the Health Salary & Wage.

POLICE DEPT.

Increase the hourly pay to \$10.00 per hour for the following due to their completion of the Beach Haven Satellite Police Academy and designation as Class I Special Law Enforcement Officers to be paid from the Police Salary & Wage effective July 1, 2009.

Norman C. Cranmer Jr.	Sean Ferguson	Kevin Miller
John Pitt	Brandon Snyder	Kyle Rickvalsky

Accept the resignation tendered by Telecommunicator James Bell and terminate his employment effective June 23, 2009.

Designate the following as a Part-time Telecommunicator on completion of her training & increase her hourly rate to \$10/hour effective July 1, 2009.

Lisa Christiansen

PUBLIC WORKS

Hire the following as a Seasonal Laborer at the rate of \$8.50 per hour effective July 11, 2009.

Keith Smith

Bonnie M. Leonetti, Municipal Clerk / Administrator described the actions to be taken.

5. Resolution 09-0710.05(a-c): Approve various traffic regulations:
 - a. Allow parking between 149 and 157 Long Beach Blvd., Loveladies (eastside only) on 7/11/09 from 5:00 pm to 10:30 pm. for a private party
 - b. Brant Beach Yacht Club: Optimist Atlantic Coast Championships (July 30-31) and the Atlantic Coast Championships for Lasers (August 6-9)

Bonnie M. Leonetti, Municipal Clerk / Administrator stated alternate side parking restrictions would be lifted for this event.

c. Long Beach Island Fishing Club: 63rd Annual World Series of Surf Fishing Invitational Tournament on 9/26/09

RESOLUTION 09-0710.05(a)

WHEREAS, a property owner has requested the suspension of parking regulations for a private party being held on July 11th 2009 at 151B Long Beach Boulevard in the Loveladies section of Long Beach Township.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that the following actions shall be taken:

Allow parking between 149 and 157 Long Beach Blvd., Loveladies (eastside only) on 7/11/09 from 5:00 pm to 10:30 pm.

of Long Beach do hereby certify that the foregoing Resolution 09-0710.05(a) was duly adopted by the Board of Commissioners at their meeting held on Friday, July 10, 2009.

RESOLUTION 09-0710.05(b)

WHEREAS, the Brant Beach Yacht Club has requested the suspension of alternate side parking regulations from 59th Street to 65th Street west of Long Beach Blvd. and that trailer parking be permitted in the plaza areas on the east side of Long Beach Boulevard between 60th and 64th Streets for the following events:

- The Optimist Atlantic Coast Championship – July 30th to 31st 2009: regulations shall be suspended from July 29th through August 1st 2009.
- The Atlantic Coast Championships for Lasers – August 6th through 9th 2009: regulations shall be suspended from August 5th through August 10th.

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 duly adopted by the Board of Commissioners at their meeting held on Friday, July 10, 2009.

RESOLUTION 09-0710.05(c)

WHEREAS, the Long Beach Island Fishing Club is holding its 63rd Annual "World Series of Surf Fishing Invitational Tournament", on Saturday, September 26, 2009 between the hours of 6:30 a.m. and 1:00 p.m.; and

WHEREAS, permission has been requested for the tournament to take place in the North Beach section of the Township.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners grants permission and waives the beach buggy fees for this special event.

6. Resolution 09-0710.06(a&b): Approve various special events to be held in Long Beach Township:

a. Alliance for a Living Ocean: LBI Longboard Classic and concert: August 22nd at 65th Street from 8:00 am to 6:00 pm (8/23 raindate)

b. St. Francis Youth Ministry: suspend water usage regulations on July 25th (Raindate: August 29th) for a Fundraiser Car Wash

RESOLUTION 09-0710.06(a)

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

- Alliance for a Living Ocean: First Annual LBI Longboard Classic and Concert
 1. Surfing contest at 65th Street in the Brant Beach section of the Township on August 22nd ("No Wave" or "Rain" date August 23rd) between the hours of 8:00am and 4:00pm.
 2. Concert on the 65th Street beach from 4:00 pm to 6:00 pm.

RESOLUTION 09-0710.06(b)

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach approves the suspension of water usage regulations pursuant to Ordinance 07-32C, Section 197-12 for the below-listed event:

- St. Francis Youth Ministry: Fundraiser Car Wash
Suspend water usage regulations on July 25th (Raindate: August 29th) between the hours of 1:00 pm and 3:00 pm at St. Francis of Assisi Parish, 4700 Long Beach Blvd., Brant Beach.
- 7. Resolution 09-0710.07: Authorize the submission of a grant application for the Police: Dep. Chief Houston for "Cops in Shops": \$2,000.00

RESOLUTION 09-0710.07

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that Deputy Chief Leslie Houston of the Long Beach Township Police Department, be and she hereby is authorized and directed to apply, retroactively, for the Cops In Shops – Summer Shore Initiative 2009 Grant available from the State of New Jersey Division of Alcoholic Beverage Control in the amount of \$2,000.00.

8. Resolution 09-0710.08: Authorize the execution of a contract for employee prescription plan coverage effective July 1, 2009 through June 30, 2010:
Monumental Life Ins.Co.: Bollinger Ins. Co. as Pharmacy Benefits Administrator

RESOLUTION 09-0710.08

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 a contract from Monumental Life Insurance Company with Bollinger Insurance Co. as the Pharmacy Benefits Administrator for the Long Beach Township employee prescription plan coverage effective July 1, 2009 through June 30, 2010.

Motion to approve Items 1 - 8:

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

RESOLUTION 09-0710.13

RESOLUTION AUTHORIZING EMERGENCY REPAIRS WITHOUT PUBLIC BIDDING FOR THE SANITARY SEWER LOCATED AT 1111 LONG BEACH BOULEVARD IN THE NORTH BEACH SECTION OF LONG BEACH TOWNSHIP

WHEREAS, on June 26th 2009 it was determined by the Public Works Deputy Department Head and the Township Engineer that a sewer back-up at 1111 Long Beach Boulevard in the North Beach section of Long Beach Township had been caused by a collapsed sewer pipe; and

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

WHEREAS, because of the urgent nature of the needed repairs the Board of Commissioners finds that the employment of Shoreline/Haskell to make emergency repairs was prudent and proper; and

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach, a Municipal Corporation of the State of New Jersey, at a regular meeting held Friday July 10, 2009, that the Board of Commissioners finds that an emergency existed regarding the sewer back-up at 1111 Long Beach Boulevard in the North Beach section of Long Beach Township caused by a collapsed sewer pipe, this finding being based upon written certification from Frank J. Little, Jr., P.E., P.P., C.M.E., as well as the Public Works Deputy Municipal Department Head; and

BE IT FURTHER RESOLVED, a contract is hereby awarded to Haskell Site Work, LLC, 123A Bartlett Avenue, West Creek, NJ 08092 in the amount of Eight Thousand Four Hundred Forty Dollars (\$8,440.00), to provide the emergency work as certified by the Township Engineer.

14. Resolution 09-0710.14: Award a contract for the purchase of (1) surfboat for the Beach Patrol, per quote: Van Duyne Brothers \$8,350.00

RESOLUTION 09-0710.14

RESOLUTION AUTHORIZING A CONTRACT FOR THE PURCHASE OF ONE (1) VAN DUYN SURF BOAT FOR THE BEACH PATROL IN THE TOWNSHIP OF LONG BEACH

WHEREAS, in accordance with N.J.S.A. 40:A11-6.1, the Long Beach Township Beach Patrol Department solicited quotations for the purchase of one (1) Van Duyne Surf Boat for the Long Beach Township Beach Patrol; and

WHEREAS, in response to the invitation for solicitation two (2) quotations were received; and

WHEREAS, said quotations were reviewed by the Board of Commissioners of the Township of Long Beach and it was determined that Van Duyne Bros., Inc., 5112 Oakwood Boulevard, Mays Landing, NJ 08330 provided the lowest qualified quotation in accordance with the specifications, said quotation being Eight Thousand Three Hundred Fifty Dollars (\$8,350.00); and

WHEREAS, it is in the public interest of the Township of Long Beach to award a contract to Van Duyne Bros., Inc. for the purchase of one (1) Van Duyne Surf Boat; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriations created by Purchase Lifeguard Boat 08 Donation: Account #G-02-40-734-001 in the amount of \$7,750.00 and Lifeguard Miscellaneous Equipment Other Expense: Account #9-01-28-380058 in the amount of \$600.00.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, at a regular meeting held this 10th day of July 2009 that the Mayor and the Municipal Clerk are hereby authorized to execute a contract with Van Duyne Bros., Inc., 5112 Oakwood Boulevard, Mays Landing, NJ 08330 in an amount not to exceed Eight Thousand Three Hundred Fifty Dollars (\$8,350.00).

Bonnie M. Leonetti, Municipal Clerk / Administrator advised the money used to purchase the boat had been donated to the Township.

15. Resolution 09-0710.15: Amend a contract for the purchase of computer hardware and equipment authorized pursuant to Resolution 09-0619.13(c): H.P. tower server

RESOLUTION 09-0710.15

WHEREAS, Resolution 09-0619.13(c) awarded a contract, per State Contract #A70262, for the purchase of one (1) HP L1710 Monitor, Associated Equipment, and 3-Year Warranty in an amount not to exceed Three Thousand Three Hundred Thirty Two Dollars (\$3,332.00) from Hewlett Packard: Government Sales, 10810 Farnam Drive, Omaha, NE 68154; and

WHEREAS, HP Proliant ML350 G5 LFF Server 470064-836 in the amount of One Thousand Four Hundred Seventy Nine Dollars (\$1,479.00) was no longer available from the manufacturer and, was therefore replaced with the current model HP Proliant ML350 G6 LFF Tower Server 483448-B21 in the amount of Three Thousand One Hundred Thirteen Dollars and One Cent (\$3,113.01); 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 the abovementioned contract be and is hereby amended for the purchase of one (1) HP Proliant ML350 G6 LFF Tower Server 483448-B21 in the amount of Three Thousand One Hundred Thirteen Dollars and One Cent (\$3,113.01) from Hewlett Packard: Government Sales, 10810 Farnam Drive, Omaha, NE 68154.

Bonnie M. Leonetti, Municipal Clerk / Administrator stated the original server was no longer available and the price of the current model was \$306.01 more than the discontinued model.

16. Resolution 09-0710.16(a-c): Authorize various change orders:
- a. Mathis Construction: Upgrades to the North Beach Sanitary Sewer Pump Station \$29,272.83
 - b. Conti-Haskell Joint Venture: Sanitary System Improvements \$52,015.87

Bonnie M. Leonetti, Municipal Clerk / Administrator explained each of the above change orders had exceeded 20% of the original contract price and would be published in the newspaper.

c. Video Pipe Services, Inc.: Delaware Ave. sewer repair
-\$2,750.00 (reverse change order)

RESOLUTION 09-0710.16(a)

**RESOLUTION AUTHORIZING A CHANGE ORDER FOR THE NORTH BEACH PUMP STATION
PROJECT IN THE TOWNSHIP OF LONG BEACH**

WHEREAS, N.J.A.C. 5:30-11.9 et seq. provides for a procedure wherein a contract previously awarded may be increased more than 20%; and

WHEREAS, Mathis Construction was awarded a contract for upgrades to the North Beach Sanitary Sewer Pump Station in the Township of Long Beach in an amount not to exceed Ninety Two Thousand Six Hundred Seventy Nine Dollars and Twenty Cents (\$92,679.20) as per bid received April 14, 2009, and as per Resolution 09-0417.08; and

WHEREAS, based on the actual project, changes to the scope of the project resulting in unexpected additional costs were incurred which exceed 20% of the original contract and has been approved and certified by the Project Engineer. Said detailed Certification contains all the facts associated with this Change Order in accordance with state statutes and is attached hereto; and

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

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 10th day of July 2009 that Mathis Construction 1510 Route 539, Suite 1, Little Egg Harbor, NJ 08087 be and is hereby awarded Change Order #1 not to exceed Twenty Nine Thousand Two Hundred Seventy Two Dollars and Eighty Three Cents \$29,272.83 for payment of the additional work required to complete the upgrades to the North Beach Sanitary Sewer Pump Station; and

BE IT FURTHER RESOLVED by the Board of Commissioners that the Municipal Clerk is hereby directed to have published in the official newspaper at least once, a notice indicating the amount awarded to Conti/Haskell Joint Venture and a brief description of why it was necessary to expend such additional funds; and

BE IT FURTHER RESOLVED that the Municipal Clerk is hereby directed to maintain a copy of said advertisement for public inspection.

RESOLUTION 09-0710.16(b)

**RESOLUTION AUTHORIZING A CHANGE ORDER IN EXCESS OF 20% FOR THE 2008 SANITARY
SEWER SYSTEM IMPROVEMENT PROJECT IN THE TOWNSHIP OF LONG BEACH EIT #S340023-01**

WHEREAS, N.J.A.C. 5:30-11.9 et seq. provides for a procedure wherein a contract previously awarded may be increased more than 20%; and

WHEREAS, Conti/Haskell Joint Venture was awarded a contract for the 2008 Sanitary Sewer System Improvement Project in the Township of Long Beach EIT #S340023-01 in the amount of Nine Hundred Thirty Seven Thousand Five Hundred Forty Five Dollars (\$937,545.00) as per Resolutions 08-1205.06(b) and 09-0320.06(b); and

WHEREAS, during the installation various unknown and unanticipated problems were encountered causing changes to the scope of the project resulting in unexpected additional costs; and

WHEREAS, these changes resulted in the following change orders:

- Change Order #1 approved pursuant to Resolution 09-0403.08(b)
- Change Order #2 approved pursuant to Resolution 09-0501.11(c)
- Change Order #3: \$72,214.38 approved pursuant to Resolution 09-0605.10
- Change Order #4: \$ 3,750.00 approved pursuant to Resolution 09-0605.10
- Change Order #5: \$15,362.40 approved pursuant to Resolution 09-0605.10

Said detailed Certification contains all the facts associated with these Change Orders in accordance with state statutes and are attached to the corresponding resolutions and certified by the Municipal Engineer; and

WHEREAS, the unanticipated and unforeseen condition of various water mains and storm drains, and the repair of various laterals have resulted in Change Order #6 which exceeds 20% of the original contract and has been approved and certified by the Project Engineer. Said detailed Certification contains all the facts associated with this Change Order in accordance with state statutes and is attached hereto.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach at a regular scheduled meeting, (not less than two-thirds (2/3) of the members thereof affirmatively concurring) this 10th day of July, 2009 that Conti/Haskell Joint Venture, 123 Bartlett Avenue, West Creek, NJ 08092 be and is hereby awarded Change Order #6 in an amount not to exceed Fifty Two Thousand Fifteen Dollars and Eighty Seven Cents (\$52,015.87), for payment of the work required to complete the Sanitary Sewer System Improvement Project in the Township of Long Beach EIT #S340023-01; and

BE IT FURTHER RESOLVED by the Board of Commissioners that the Municipal Clerk is hereby directed to have published in the official newspaper at least once, a notice indicating the amount awarded to Conti/Haskell Joint Venture and a brief description of why it was necessary to expend such additional funds; and

BE IT FURTHER RESOLVED that the Municipal Clerk is hereby directed to maintain a copy of said advertisement for public inspection.

RESOLUTION 08-0710.16(c)

**RESOLUTION AUTHORIZING THE EXECUTION OF A REVERSE CHANGE ORDER TO THE
CONTRACT WITH VIDEO PIPE SERVICES, INC. FOR EMERGENCY REPAIRS TO FURNISH AND
INSTALL A NEW LINER IN THE SANITARY SEWER MAIN LOCATED AT WEST DELAWARE AVENUE
(133RD STREET) IN THE TOWNSHIP OF LONG BEACH**

WHEREAS, a contract was awarded to Video Pipe Services, Inc. pursuant to Resolution 09-0515.13(a) for the emergency cured-in-place spot repair to the collapsing sewer main on Delaware Avenue in the Township of Long Beach; and

WHEREAS, based upon the recommendation and certification of the Municipal Engineer and the Chief Financial Officer the project was completed for a total cost of Three Thousand Dollars (\$3,000.00) which has resulted in a cost reduction; and

WHEREAS, the Board of Commissioners wishes to authorize a reverse change order to provide for said reduction in the amount of Two Thousand Seven Hundred and Fifty Dollars (\$2,750.00); and

WHEREAS, the reverse change order has been agreed to by the contractor.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey that the reverse change order in the amount of Two Thousand Seven Hundred and Fifty Dollars (\$2,750.00) be and hereby is authorized.

Motion to approve Items 12 - 16:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

FINANCIAL APPROVALS

17. Resolution 09-0710.17: Approve a Chapter 159: NJ Division of ABC: Cops in Shops \$2,000.00

RESOLUTION 09-0710.17

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) COPS IN SHOPS-SUMMER SHORE INITIATIVE 2009

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, Division of Alcoholic Beverage Control has approved a donation to the Township of Long Beach in the amount of \$2,000.00; 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 do 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 revenue offset with appropriations:

COPS IN SHOPS-SUMMER SHORE INITIATIVE 2009 \$2,000.00

2. That the Board of Commissioners do 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:

COPS IN SHOPS-SUMMER SHORE INITIATIVE 2009 \$2,000.00

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.

Bonnie M. Leonetti, Municipal Clerk / Administrator explained this money would be inserted into the 2009 Municipal Budget.

18. Resolution 09-0710.18: Approve Bills & Payroll
Bills in the amount of: \$1,504,674.92
Payrolls in the amount of: \$ 661,883.04

RESOLUTION 09-0710.18

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 \$661,883.04.

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 \$1,504,674.92 be and the same are hereby authorized to be paid on July 10, 2009.
2. The said approved payroll amounting to the sum of \$661,883.04 be and the same are hereby authorized to be paid on July 10, 2009.

The Municipal Clerk be and she is hereby directed to list on the page in the Minute Book following the Minutes of this meeting all of the said vouchers hereby authorized to be paid.

Motion to approve Items 17 - 18:

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

Mayor Mancini stated the Tax Collector's Report for the month of June 2009 was on file in the Municipal Clerk's Office.

COMMISSIONERS' REPORTS

Commissioner Bayard stated Verizon had been doing work on Long Beach Boulevard at 18th Street in North Beach Haven. A report had been received from Video Pipe, a contractor that videotaped the inside of various underground pipes. The Municipal Engineer was reviewing the footage and mapping the problem areas. The Commissioner welcomed interested members of the public to contact him for further information.

Commissioner Gove noted the many special activities that were planned throughout the summer in Long Beach Township. She reminded property owners water bills were due now and that interest would be incurred as of July 11th.

Mayor Mancini announced the next meetings of the Board of Commissioners and the Land Use Board. He publicized the municipal bicycle auction that would be held July 17th, commencing at 9:00 am. The Mayor noted the Police Department was working to patrol Ocean Boulevard and Beach Avenue, and was planning to offer certification courses in defensive driving. He advised revisions had been made to the Dog Park rules and that all was going nicely at the park. The Mayor invited the public to take hand-outs on the table regarding summer activities, Dog Park rules, and surfing beach locations.

OPEN PUBLIC SESSION

Dick Jeffries / Beach Haven Terrace suggested municipal property in the area of the Beach Haven Terrace Water Treatment Plant be designated as a Dog Park.

Commissioner Bayard and **Mayor Mancini** explained the location was a residential area, and was used for storage by municipal departments. The Plant was also in need of renovation; all factors considered the area was not suitable as a Dog Park.

Carol Formica / Brant Beach was concerned with the manner of the Dog Park attendant. She did not feel she was a good representative for Long Beach Township and asked that a different employee be assigned to the area.

Pat Kaletkowski / Brant Beach felt the placement of a Dog Park in a windsurfing area was ill-conceived and poorly situated. She asked a committee be formed to research and suggest other suitable areas.

Carol Formica / Brant Beach suggested the municipal complex ballfield be designated a Dog Park.

Commissioner Bayard and **Mayor Mancini** advised the ballfield was currently used for ball games and for the showing of free movies by the Activities Committee.

Eileen / Surf City thanked the Board of Commissioners for their good faith efforts to accommodate the public. She felt the Dog Park attendant was gracious and hardworking and tried her best to keep the area pleasurable for all patrons.

Sue and Mark Visor / Ship Bottom appreciated all the efforts of the Board of Commissioners. They felt some dog owners were irresponsible and the Dog Park attendant had done her best to be diplomatic.

Bill Knarre / Brant Beach spoke representing the Long Beach Island Joint Taxpayers Association and thanked the Board of Commissioners for their support by the passage of Resolution 09-0710.01. He was proud of the LBIJTA's accomplishments.

CLOSE PUBLIC SESSION

Motion for adjournment at: 4:40 pm

Motion: Gove Ayes: Bayard, Gove, Mancini

Second: Bayard Nays:

Bonnie M. Leonetti, RMC, CMC
Municipal Clerk

Joseph H. Mancini, Mayor

DiAnne C. Gove, Comm.

Ralph H. Bayard, Comm.