

MINUTES
REGULAR SESSION BOARD OF COMMISSIONERS AUGUST 5, 2011
Flag Salute

Meeting came to order: 4:00 p.m.
Clerk called the roll: Mayor Joseph H. Mancini PRESENT
Commissioner Ralph H. Bayard PRESENT
Commissioner William P. Knarre PRESENT
Also in attendance: Lynda J. Wells, Municipal Clerk
Teresa S. Sgro, Deputy Municipal Clerk

Municipal Clerk announced: Notice of the time and place of this meeting has been posted in the office of the Municipal Clerk, published by the BEACH HAVEN TIMES; the PRESS OF ATLANTIC CITY; and the ASBURY PARK PRESS on December 1st 2010; and filed with the Municipal Clerk.

Motion: To dispense with the reading of the minutes of the July 22, 2011 meeting and to approve the same as recorded in the minute book:

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

AGENDA

ORDINANCES and PUBLIC HEARINGS

1. Second Reading Ordinance 11-21C: **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 SECTION 18-13 ADDRESSES THE REQUIREMENT OF A CHECKLIST FOR USE IN LAND USE BOARD PROCEEDINGS.**

Passed on first reading at a regular meeting held on July 22nd 2011 and advertised in the BEACH HAVEN TIMES issue of July 27th 2011.

ORDINANCE NO. 11-21C

"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 Section 18-13 addresses the requirement of a checklist for use in Land Use Board proceedings.

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

STATEMENT OF PURPOSE

This Ordinance repeals Section 18-13 of the Code of the Township of Long Beach and replaces it with a very specific ordinance setting forth the checklist requirements for any application to be made to the Land Use Board of the Township of Long Beach providing, among other things, that any applicant MUST before an application may be submitted provide proof to the Township that the applicant owns an enforceable proprietary interest in the land which is the subject of the application.

SECTION I

Section 18-13 of an Ordinance entitled "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY 1997" is hereby repealed and in lieu and instead thereof the following is adopted:

§ 18-13. Initial requirements prior to filing application and required checklist.

A. Prior to any Applicant making application to the nine (9) member planning board of Long Beach Township for any relief, be it for site plan approval, subdivision approval or variance from the strict terms and conditions of the zoning ordinance of Long Beach Township, and the Applicant shall submit evidence in affidavit form to the secretary of the nine (9) member planning board that the Applicant meets the definition of the term "Developer" as that term is defined in N.J.S.A. 40:55D-4.

B. Once the Affidavit in paragraph A has been submitted the Applicant may submit an application for such relief as the Applicant may seek the application shall include a "Township of Long Beach Land Use Board Checklist" in the following form:

Township of Long Beach Land Use Board Checklist		Minor Site Plan	Prelim. Major Site Plan	Final Major Site Plan	Minor Subdivision	Prelim. Major Subdivision	Final Major Subdivision	Bulk Variance	Use Variance	Other Applications	Applicant Submission	Board Receipt	Not Applicable	Waiver (Attach Reason)
		Application Name: _____	Block: _____;	Lot(s): _____										
PLAT SPECIFICATIONS														
1	Clear, legible plat at a scale of not less than 1" = 60'	X	X	X	X	X	X	X	X	X				
2	Signature, seal, address, license number of professional preparing plat.	X	X	X	X	X	X	X	X	X				
3	Plat based on land survey less than 12 months old	X	X	X	X	X	X	X	X	X				
4	Sheet size up to 30" x 42"	X	X	X	X	X	X	X	X	X				
5	Each sheet numbered and titled	X	X	X	X	X	X	X	X	X				
GENERAL INFORMATION														
6	Existing and proposed lot lines with dimensions, bearing and curve data.	X	X	X	X	X	X	X	X	X				
7	Key Map: site location and features within 400 FT, including streets, street names, and zone boundaries	X	X	X	X	X	X	X	X	X				
8	Title Block: Applicant name, name of development, preparer, lot and block numbers, date prepared, application type, and zoning district.	X	X	X	X	X	X	X	X	X				
9	Tax map sheet, lot and block numbers	X	X	X	X	X	X	X	X	X				
10	Zone boundaries, tax map sheet, lot and block numbers and names and addresses of all owners within 200 FT.	X	X	X	X	X	X	X	X	X				
11	Date of original and all revisions.	X	X	X	X	X	X	X	X	X				
12	Written and graphic map scale.	X	X	X	X	X	X	X	X	X				
13	North arrow with reference meridian.	X	X	X	X	X	X	X	X	X				
14	Data and signature as per the "Map Filing Law"				X	X	X							
15	Table of zoning requirements, showing existing nonconformities and proposed variances.	X	X	X	X	X	X	X	X	X				
16	Area of the tract and of each lot.	X	X	X	X	X	X	X	X	X				
17	Approval signature lines for Chairman, Secretary and Board Engineer	X	X	X	X	X	X							
NATURAL FEATURES														
18	Existing and proposed contours at one foot intervals indicating surface drainage and topography within 50 FT	X			X									

19	Existing and proposed contours at one foot intervals indicating surface drainage and topography within 200 FT		X	X		X	X										
20	All existing water courses and related areas that are subject to 100 Year floods under FEMA standards.	X	X	X	X	X	X										
21	The boundaries of wetlands and wetland transition areas.	X	X	X	X	X	X	X	X	X							
MAN-MADE FEATURES																	
22	Show existing structures and setbacks from existing and proposed property lines, indicating those to be modified or removed or to remain. Show setback of structures on adjacent properties.	X	X	X	X	X	X	X	X	X							
23	Location of proposed buildings, finished grade, first floor and basement elevations, setbacks of all buildings from nearest lot lines, building height and other pertinent improvements.	X	X	X	X	X	X	X	X	X							
24	Building coverage and lot coverage calculations.	X	X	X				X	X	X							
25	Existing and proposed easements, rights-of-way and their purposes.	X	X	X	X	X	X	X	X	X							
26	Existing and proposed manholes, sewer lines, stormwater management facilities, waterlines, fire hydrants and utility poles within 200 FT.	X	X	X	X	X	X										
27	Plans and profiles of proposed utility layouts, such as sewers, storm drains, water, gas, communications and electric, showing feasible connections to existing or proposed utility systems as well as channel section details, pipe sizes, types and inverts, road crowns and slopes.		X	X		X	X										

Township of Long Beach Land Use Board Checklist		Minor Site Plan	Prelim. Major Site Plan	Final Major Site Plan	Minor Subdivision	Prelim. Major Subdivision	Final Major Subdivision	Bulk Variance	Use Variance	Other Applications (Appeals/Interpretations)	Applicant Submission	Board Receipt	Not Applicable	Waiver (Attach Reason)
28	All monumentation as required as per the "Map Filing Law" including all monuments found, set or to be set.				X	X	X							
29	Offstreet parking and loading spaces required and proposed,	X	X	X					X					

	and location and dimensions of access drives, aisles and parking stalls																		
STREET																			
30	Location, names and widths of all existing and proposed streets, sidewalks and street widening within 200 FT of the site.	X	X	X	X	X	X												
31	Plans, profiles and cross-sections of paved areas, curbs and sidewalks.	X	X	X	X	X	X												
MISCELLANEOUS																			
32	Exterior Lighting Plan, including the location, direction of illumination, amount of illumination expressed in horizontal foot candles, wattage and drawn details of all outdoor lighting standards and fixtures.	X	X	X		X	X												
33	Landscaping and Screening Plan showing the location, type of tree or shrub and the location, type and amount of each type of ground cover.	X	X	X	X	X	X												
34	Storm drainage calculations.		X			X													
35	Stormwater management facilities shown on the grading plan showing all aspects of the stormwater system.	X	X	X		X	X												
36	Applications for new construction or additions to buildings: provide 19 sets of building plans showing elevations and floor areas (including dimensions).								X	X	X								
37	Location of all signs and drawn details showing the size, construction type, height and content of all signs.	X	X	X															
38	Drawn details of the type of screening to be used for the refuse storage areas, outdoor equipment and bulk storage.	X	X	X															

Reviewed By: _____

Date: _____

Block: _____

Lot: _____

SECTION II

All ordinances or parts of ordinances in consistent herewith are hereby repealed to the extent of such inconsistency Section 3 if any word, phrase, clause, section or provision of the ordinance shall be found by any court of competent jurisdiction to be unenforceable, illegal or unconstitutional such word, phrase, clause, section or provision all be severable from the balance of the ordinance and the remainder of the ordinance shall remain in full force and effect.

SECTION III

If any word, phrase, clause, section or provision of this Ordinance shall be found by any Court of competent jurisdiction to be unenforceable, illegal or unconstitutional such word, phrase, clause, section or provision shall be severable from the balance of

the Ordinance and the remainder of the Ordinance shall remain in full force and effect.

SECTION IV

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

OPEN PUBLIC HEARING

No comments

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 11-21C on Second Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

2. Second Reading Ordinance 11-22C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" BY ADDING A NEW CHAPTER, CHAPTER 181 ENTITLED "USE OF PUBLIC TENNIS COURTS".** Lynda Wells, Municipal Clerk explained this ordinance would prohibit private business on public courts.

Passed on first reading at a regular meeting held on July 22nd 2011 and advertised in the BEACH HAVEN TIMES issue of July 27th 2011.

ORDINANCE NO. 11-22C

AN ORDINANCE AMENDING AN ORDINANCE entitled, "Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)" by adding a new Chapter, Chapter 181 entitled "Use of Public Tennis Courts".

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

STATEMENT OF PURPOSE

The purpose of this Ordinance is to prohibit the use of any public tennis courts maintained by the Township of Long Beach by private individuals to provide tennis lessons for a charge.

SECTION I

A new Chapter, Chapter 181 is hereby amended by the addition of a new chapter to the **"Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)"** as follows:

CHAPTER 181

USE OF PUBLIC TENNIS COURTS

SECTION 181-1. It shall be illegal for any person, firm or corporation to use any of the publicly maintained tennis courts in the Township of Long Beach to give tennis lessons and charge a fee for such lessons.

SECTION II

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

SECTION III

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

SECTION IV

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

OPEN PUBLIC HEARING

No comments

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 11-22C on Second Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

3. First Reading Ordinance 11-23: **AN ORDINANCE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, APPROPRIATING \$45,000 FROM THE UTILITY CAPITAL FUND FOR THE ACQUISITION OF A UTILITY BODY TRUCK**

Motion to approve Ordinance 11-23 on First Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

4. First Reading Ordinance 11-24: **AN ORDINANCE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, APPROPRIATING \$50,000 FROM THE UTILITY CAPITAL FUND FOR INSPECTION OF AND REPAIRS TO WELL NO. 1 (PEAHALA PARK)**

Motion to approve Ordinance 11-24 on First Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

5. First Reading Ordinance 11-25: **AN ORDINANCE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, APPROPRIATING \$50,000 FROM THE UTILITY CAPITAL FUND FOR INSPECTION OF AND REPAIRS TO WELL NO. 3 (HOLGATE)**

Motion to approve Ordinance 11-25 on First Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

6. First Read Ordinance 11-26: **BOND ORDINANCE AUTHORIZING THE RECONSTRUCTION AND/OR RESURFACING OF VARIOUS ROADWAYS IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$300,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$285,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

14th, 15th, 17th, 25th, 74th, 75th, & 87th Streets, Beach Ave from 110th to 116th Sts., S. Pennsylvania Ave., S. Lagoon Ave., Beach Plum Dr., and Collier Rd.

Motion to approve Ordinance 11-26 on First Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

7. First Reading Ordinance 11-27: **BOND ORDINANCE AUTHORIZING THE REPAIR AND/OR REPLACEMENT OF BULKHEADS IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$200,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$190,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

14th, 15th, & 128th Sts., and Susan & Webster Ave's.

Motion to approve Ordinance 11-27 on First Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

8. First Reading Ordinance 11-28: **BOND ORDINANCE AUTHORIZING THE RECONSTRUCTION AND/OR RESURFACING OF WINIFRED AVENUE IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$275,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$261,200; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Motion to approve Ordinance 11-28 on First Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

9. First Reading Ordinance 11-29: **ORDINANCE AMENDING BOND ORDINANCE 10-22 OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, ENTITLED "BOND ORDINANCE AUTHORIZING THE RECONSTRUCTION AND/OR RESURFACING OF INDIANA AND STOCKTON AVENUES IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$225,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$213,750; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING"**

Pursuant to Resolution 10-0723.03(b), Indiana Avenue is no longer included in this project.

Motion to approve Ordinance 11-29 on First Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

10. First Reading Ordinance 11-30: **AN ORDINANCE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING A REFERENDUM BALLOT QUESTION REGARDING THE ESTABLISHMENT OF AN OPEN SPACE CONSERVATION TRUST FUND PURSUANT TO N.J.S.A. 40:12-15.7**

Motion to approve Ordinance 11-30 on First Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

ADOPTIONS AND APPROVALS

11. Resolution 11-0805.01(a&b): Approve the following events for the Police Dept.:

a. Bike Rodeo for the Police Dept. July 24

Bike Rodeo for the Police Dept. in Barnegat Light 8/14

b. National Night Out 2011, Aug. 2

RESOLUTION 11-0805.01(a)

WHEREAS, the Long Beach Township Board of Commissioners received a request for permission to close the Long Beach Township Municipal Complex Parking Lot and Tennis Courts to visitors for the below-listed event between the hours of 10:00 a.m. and 2:00 p.m.:

- PBA Local #373 Bike Rodeo held on July 24, 2011.
- PBA Local #373 Bike Rodeo to be held on August 14, 2011, 10 am to 1 pm on 10th Street in Barnegat Light

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach does hereby retro-actively approve the closure of the Long Beach Township Municipal Complex Parking Lot and Tennis Courts to visitors for the 7/24 event, and approves the 8/14/11 event as described above.

RESOLUTION 11-0805.01(b)

WHEREAS, the Long Beach Township Board of Commissioners received a request for permission to close the Long Beach Township Municipal Complex Parking Lot and Tennis Courts to visitors for the below-listed event between the hours of 4:00 p.m. and 9:00 p.m.:

- Long Beach Township's National Night Out 2011 held on August 2, 2011.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach does hereby retro-actively approve the closure of the Long Beach Township Municipal Complex Parking Lot and Tennis Courts to visitors for the above noted event as described above.

12. Resolution 11-0805.02: Authorize an amendment of Resolution 11-0610.01
Island Surf & Sail Women's Stand Up Paddle
Challenge Saturday July 30th 5 PM to 8 PM (raindate)

RESOLUTION 11-0805.02

WHEREAS, pursuant to Resolution 11-0610.01, the following event was scheduled to be held at Bayview Park in Long Beach Township:

<u>HOST</u>	<u>DESCRIPTION</u>	<u>TIME & DATE(S)</u>
Island Surf & Sail	Women's Stand-up Paddle Challenge	Friday July 29 th 5 Pm to 8 PM

WHEREAS, all the required insurance documents were received and are on file with the Township Insurance Fund Commissioner for Island Surf & Sail; and

WHEREAS, due to inclement weather, the Women's Stand-up Paddle Challenge was held on July 30th 2011 from 5:00 p.m. to 8:00 p.m.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners of the Township of Long Beach does hereby approve, retro-actively, the Women's Stand-up Paddle Challenge which was held on July 30th 2011 from 5:00 p.m. to 8:00 p.m. due to inclement weather on July 29th.

13. Resolution 11-0805.03(a&b): (a) Approve status changes for various
Sewer & Water accounts
(b) Approve a refund for a Sewer & Water account

RESOLUTION 11-0805.03(a)

WHEREAS, the following water/sewer accounts require a change 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:

<u>Block:</u>	<u>Lot:</u>	<u>Acct:</u>	<u>Year:</u>	<u>Cancel/Change</u>	<u>Amount:</u>
1.86	2	634-0 Sewer	2011	Remove Garbage Disposal	\$112.50
5.27	1	1648-1 Water	2011	Double Billed	\$ 506.00
5.27	1	1648-2 Water	2010	Double Billed	\$ 470.00
5.27	1	1648-2 Water	2009	Double Billed	\$ 436.00

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach, that the Municipal Clerk be and she is hereby authorized to make these changes.

RESOLUTION 11-0805.03(b)

WHEREAS, the following water & sewer account requires a refund as the Homeowner paid for plumbing services when the problem was Long Beach Township's responsibility; and

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

Block:	Lot:	Acct:	Owner	Amount:
14.17	8	#4820-0	John Peterson	\$230.05

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach, that the Municipal Clerk be and she is hereby authorized to issue this refund.

14. Resolution 11-0805.04: Approve personnel actions

RESOLUTION 11-0805.04

BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach: Change the Class II hourly rate of pay for William Lawlor to \$23.57 effective retro-active to June 19, 2011.

15. Resolution 11-0805.05 Authorization to approve any events by resolution

RESOLUTION 11-0805.05

NOW, THEREFORE BE IT RESOLVED the Board of Commissioners hereby affirm that all special events sponsored by Long Beach Township or any other group require approval by resolution of the governing body of the Township of Long Beach.

16. Resolution 11-0805.06: Authorize the application of the 2012 Ocean County Municipal Alliance Grant (GCADA): Board of Health \$24,975.00

RESOLUTION 11-0805.06

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that Health Officer Timothy Hilferty and the Municipal Alliance Chairperson be and they hereby are authorized and directed to apply for the Municipal Alliance (GCADA) grant for the prevention of alcoholism and drug abuse with the County of Ocean for the term of January 1, 2012 to December 31, 2012 in the amount of \$24,975.00.

17. Resolution 11-0805.07: Approve a block party for August 14, 2011
Hideaway Drive, Beach Haven Park 3 – 8 PM

RESOLUTION 11-0805.07

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

1) Permission to close Hideaway Drive, between Hideaway Drive and Long Beach Blvd. from 3:00 p.m. to 8:00 p.m., leaving a lane open for emergency vehicles on August 13, 2011 (raindate August 14, 2011) for a block party.

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

18. Resolution 11-0805.08: Approve a donation from the Alliance for a Living Ocean: (3) Hydration Stations for placement at Bayview Park, 68th St. & Ocean Blvd., and the Holgate Public Lot/Bath House

RESOLUTION 11-0805.08

WHEREAS, Kristen Stahl, Executive Director for Alliance for Living Ocean P.O. Box 2250, Long Beach Twp, NJ 08008 wishes to donate, on behalf of ALO, (3) three Pur20 Earthwise Coolers, "Hydration Stations", to the Township of Long Beach; and

WHEREAS, the Pur20 Earthwise Coolers "Hydration Stations" are part of an island wide effort to promote the use of refillable, reusable water bottles in order to reduce the use of single plastic bottles that increases plastic pollution when discarded; and

WHEREAS, the Pur20 Earthwise Coolers "Hydration Stations" shall be installed at Bayview Park, the Holgate Public Lot Bath House, and at 68th Street and Ocean Boulevard for public use & consumption.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach does hereby authorize and accept the donation of the three (3) abovementioned Pur20 Earthwise Coolers "Hydration Stations" to the Township of Long Beach.

Motion to approve Items 11 through 18:

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

PURCHASES, CONTRACTS AND AWARDS

19. Resolution 11-0805.09: Approve a proprietary purchase from INNOCORP, LTD, for the Police Dept.: \$5,580.00 to refurbish SIDNE educational equipment & software

Lynda J. Wells, Municipal Clerk explained these were battery operated vehicles that simulate driving while intoxicated.

RESOLUTION 11-0805.09

A RESOLUTION APPROVING A PROPRIETARY PURCHASE TO REFURBISH "SIDNE" EDUCATIONAL EQUIPMENT & SOFTWARE FOR THE POLICE DEPARTMENT IN THE TOWNSHIP OF LONG BEACH

WHEREAS, the provision/performance of goods/services regarding the purchase of educational equipment and software to refurbish and upgrade SIDNE (Simulated Impaired DrivINg Experience) for the Long Beach Township Police Department is specifically exempted from bidding requirements under the Local Public Contracts Law pursuant to N.J.S.A. 40A: 11 -5(1)(dd); and

WHEREAS, Innocorp, LTD, P.O. Box 930064, Verona, WI 53593, is able to provide the above noted educational equipment and software in an amount not to exceed Five Thousand Five Hundred Eight Dollars (\$5,580.00), that shall perform in compatibility with the existing proprietary INNOCORP Fatal Vision System authorized and procured pursuant to Resolution 07-0504.07(a); and

WHEREAS, the Chief Financial Officer of the Township of Long Beach has certified that sufficient funds are available in the following appropriation: Regionalized Alcohol, Education, and Awareness Grant: Account #G-02-40-703-001 in the amount of \$5,580.00.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach does hereby approve a proprietary purchase of educational equipment and software to refurbish and upgrade SIDNE (Simulated Impaired DrivINg Experience) for the Long Beach Township Police Department from Innocorp, LTD, P.O. Box 930064, Verona, WI 53593, pursuant to their quotation #3186 dated July 26, 2011 in an amount not to exceed Five Thousand Five Hundred Eighty Dollars (\$5,580.00).

20. Resolution 11-0805.10: Approve the purchase of automotive parts for the P/W Garage, as per the Stafford Co-op:
Industrial Motor Supply \$582.48 (member #33-OCCP-2010-013)

RESOLUTION 11-0805.10

RESOLUTION AUTHORIZING A CONTRACT FOR THE PURCHASE OF AUTOMOTIVE PARTS BASED ON THE BID PROCURED BY THE STAFFORD TOWNSHIP COOPERATIVE PRICING SYSTEM

WHEREAS, Long Beach Township is a participating entity of the Stafford Township Cooperative Pricing System, Identifier #33-OCCP-2010-013; and

WHEREAS, the Township wishes to utilize the Stafford Township Cooperative Pricing System to contract for the purchase of automotive parts as may be required for various municipal vehicles; and

WHEREAS, the governing body deems this contract to be necessary for Township use, and is in the best interest of the Township; and

WHEREAS, Industrial Motor Supply, Inc. d/b/a I.M Supplies was the lowest qualified bidder whose bid agreed to extend its prices for automotive parts to the Stafford Township Cooperative Pricing Members.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach at a regular meeting held Friday, August 5, 2011 hereby authorize the purchase of various automotive parts from Industrial Motor Supply, Inc. d/b/a I.M Supplies, 4200 Chambers Hill Road, Harrisburg, PA 17111 in an amount up to, but not to exceed, Thirty Six Thousand Dollars (\$36,000.00).

21. Resolution 11-0805.11: Approve a professional service contract for John S. Schepisi, Esq. and Silvana Raso, of the firm Schepisi & McLaughlin, P.A.: Federal Storm Protection Project

RESOLUTION 11-0805.11

RESOLUTION AUTHORIZING A PROFESSIONAL SERVICE CONTRACT WITH JOHN SCHEPISI, ESQ. AND SILVANA D. RASO, ESQ. OF THE FIRM SCHEPISI & MCLAUGHLIN, P.A. FOR LEGAL SERVICES PERTAINING TO THE FEDERAL BEACH STORM PROTECTION PROJECT IN THE TOWNSHIP OF LONG BEACH

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

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

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

WHEREAS, Schepisi & McLaughlin, P.A. have submitted a proposal dated August 1, 2011 which provides for legal services for the Federal Beach Storm Protection Project in Long Beach Township; said legal services shall be supplied at a rate not to exceed \$255.00 per hour; and

WHEREAS, the Board of Commissioners of the Township of Long Beach has determined that John Schepisi, Esq. and Silvana D. Raso, Esq. possess the requisite qualifications and licenses as required by law to perform said services, and that the total value of the services may exceed \$17,500.00.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach at a regular meeting held Friday, August 5, 2011 that the Mayor and Municipal Clerk shall and are hereby authorized to execute and bind the Township to a contract entered by and between the Township of Long Beach and John Schepisi, Esq. and Silvana D. Raso, Esq. of the firm Schepisi & McLaughlin, P.A., 473 Sylvan Avenue, P.O. Box 1313, Englewood Cliffs, NJ 07632-1313 in accordance with the above mentioned proposal. The required Ethical Disclosure Forms pursuant to N.J.S.A. 19:44A et seq. and Long Beach Township Ordinance 04-34C were received by Long Beach Township on August 4th 2011 and are on file in the Municipal Clerk's Office. The effective date of this professional service contract shall be August 15th 2011 and shall have a one year duration; and

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

22. Resolution 11-0805.12: Authorize the online auction of miscellaneous municipal equipment on GovDeals: Aug 17th thru Aug. 24th, 2011

RESOLUTION 11-0805.12

WHEREAS, the Township of Long Beach is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Board of Commissioners of the Township of Long Beach is desirous of selling said surplus property in an "as is" condition without express or implied warranties; and

WHEREAS, pursuant to N.J.S.A. 40A:11-36, Long Beach Township authorizes the online auction of property no longer needed for public use; and

WHEREAS, the sale is being conducted pursuant to Local Finance Notice 2008-9; and

WHEREAS, pursuant to Resolution 10-0618.11 the Township of Long Beach has entered an agreement with GovDeals, Inc., for online auctioneering services; and

WHEREAS, the sale will be online and the address of the auction site is www.govdeals.com ; and

WHEREAS, these items are part of Long Beach Township's fixed asset inventory, the description of said items is hereby attached as 'Schedule A'.

NOW, THEREFORE, BE IT RESOLVED by Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, that the Township of Long Beach approves the online auctioneering for property no longer of use to the Township in August 2011.

23. Resolution 11-0805.13(a&b): Approve the purchase of various items for the Emergency Notification System of the Long Beach Island Health Department:

- a. Packetalk: wireless hardware, set-up and installation \$17,797.
- b. Certified Speedometer Service; VER MAC Variable Message Signboard : \$7,450.00, per quote

RESOLUTION 11-0805.13(a)

A RESOLUTION APPROVING THE PROPRIETARY PURCHASE OF TWO (2) POINT TO POINT WIRELESS ORTHOGONAL FREQUENCY DIVISION MULTIPLEXING BASED TRANSMITTER/RECEIVERS FOR THE LONG BEACH ISLAND HEALTH DEPARTMENT IN THE TOWNSHIP OF LONG BEACH

WHEREAS, the Long Beach Island Board of Health requires the ability to directly communicate with the Long Beach Township Main Complex in the event of catastrophic communication failure in order to protect the health, safety and welfare of the public; and

WHEREAS, the provision/performance of goods/services regarding the purchase of two (2) point to point wireless orthogonal frequency division multiplexing based transmitter/receivers for the Long Beach Island Health Department, which shall facilitate the abovementioned communication capacity, is specifically exempted from bidding requirements under the Local Public Contracts Law pursuant to N.J.S.A. 40A: 11 -5(1)(dd); and

WHEREAS, Packetalk, LLC, 471 Valley Brook Ave, Lyndhurst, NJ 07071, is able to provide the above noted equipment in an amount not to exceed Seventeen Thousand Seven Hundred Ninety Seven Dollars (\$17,797.00), that shall perform in compatibility with the existing proprietary Packetalk System authorized pursuant to Resolution 10-1229.07; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by the Emergency Notification System Grant in the amount of \$17,797.00.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach does hereby approve the proprietary purchase of (two (2) point to point wireless orthogonal frequency division multiplexing based transmitter/receivers from Packetalk, LLC, 471 Valley Brook Ave, Lyndhurst, NJ 07071 in an amount not to exceed Seventeen Thousand Seven Hundred Ninety Seven Dollars (\$17,797.00).

RESOLUTION 11-0805.13(b)

RESOLUTION AUTHORIZING THE PURCHASE OF A VER-MAC VARIABLE MESSAGE SIGN INCLUDING SIGN CONTROLS WITH NO TRAILER FOR THE LONG BEACH ISLAND HEALTH DEPARTMENT, PER QUOTATION

WHEREAS, the Township of Long Beach has solicited quotations to purchase a message sign including sign controls with no trailer for the Long Beach Island Health Department; and

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

- Ver-Mac \$8,200.00 Quote #666 dated 8/4/11
- Certified Speedometer Service: \$7,750.00 Quote dated 8/4/11
- Certified Speedometer Service: \$7,450.00 Quote dated 8/4/11

; and

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

WHEREAS, Certified Speedometer Service gave the lowest qualified quotation pursuant to the verbal specifications; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by the Emergency Notification System Grant and the Police Safety Equipment Fund.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 5th day of August 2011, for the reasons aforesaid, that a purchase order be and is hereby authorized for issuance to:

Certified Speedometer Service, Inc.
9 Jay Street
Old Tappan, NJ 07675

for the purchase of one (1) Ver-Mac Variable Message Sign including sign controls with no trailer for the Long Beach Island Health Department in an amount not to exceed Seven Thousand Four Hundred Fifty Dollars (\$7,450.00) as per quote dated August 4th, 2011.

Motion to approve Items 19 through 23:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

FINANCIAL APPROVALS

24. Resolution 11-0805.14: Approve Bills & Payroll	
Bills in the amount of:	\$647,346.24
Payrolls in the amount of:	\$638,684.18

RESOLUTION 11-0805.14

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

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

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

WHEREAS, Payroll Department has certified and submitted a request for approval of Township payroll in the amount of \$638,684.18.

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 \$647,346.24 be and the same are hereby authorized to be paid on August 5, 2011.

2. The said approved payroll amounting to the sum of \$638,684.18 be and the same are hereby authorized to be paid on August 5, 2011.

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

Motion to approve Item 24:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

COMMISSIONERS' REPORTS

Commissioner Knarre announced the tax bills had been mailed and the interest date has been extended to August 29th, but payments received after that date will be charged interest from August 1st, 2011.

Commissioner Knarre also announced the next concert would be Strictly 60's on Tuesday evening.

Commissioner Bayard had not report.

Mayor Mancini announced the next meeting of the Board of Commissioners would take place on Friday, August 19th, 2011 at 4:00 p.m. at which time public hearings would be held for Ordinances 11-23, 11-24, 11-25, 11-26, 11-27, 11-28, 11-29 and 11-30.

Mayor Mancini also announced the next regular meeting of the Land Use Board would be held on Wednesday, September 14th at 7:00 p.m. in the 2nd floor multi-purpose room.

Mayor Mancini also reported that the Police Dept. and the Health Dept. are working to educate the residents about our Emergency Notification System, noting brochures were available.

Mayor Mancini also asked everyone to obey the traffic signals, walkers, drivers, bicyclists alike. He also thanked Megan Keller and everyone who participated in our first National Night Out.

Mayor Mancini explained that the ordinance introduced 10-30 would provide for a question on November 2011 ballot asking that 1 cent be collected, noting it would be matched by Ocean County, for open space preservation in the Township. He also reported that Barnegat Light had the same question and it passed in Barnegat Light.

OPEN PUBLIC SESSION

Joe Mauriello, Brant Beach asked about the amount of interest lost due to the late mailing of the bills.

Commissioner Knarre responded that the state statute dictates the interest collection process.

Joe Mauriello asked Mayor Mancini about the height of the dunes after the beach replenishment project.

Mayor Mancini responded that it would be the same height as Harvey Cedars but there will not be any double dunes and no fencing but we will have packed walkovers and double plantings of dunegrass to outline them. He also explained that it would be different than Harvey Cedars because our bulkhead line is closer to the homes here and that makes a difference since the replenishment begins at the bulkhead line and flows easterly.

Joe Mauriello asked if the public can view the plans and if the permits were issued yet.

Mayor Mancini replied that the plans are available at his office for viewing and noted the permits have not been issued yet. He stated there is enough money for about one mile to 57th Street.

CLOSE PUBLIC SESSION

Motion for adjournment at: 4:23 p.m.

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

Lynda J. Wells, RMC
Municipal Clerk

Joseph H. Mancini, Mayor

Ralph H. Bayard, Commissioner

William P. Knarre, Commissioner