

**MINUTES**  
**REGULAR SESSION                      BOARD OF COMMISSIONERS                      August 7, 2015**  
**Flag Salute**

Meeting came to order: 4:05 p.m.  
Clerk called the roll: Mayor Joseph H. Mancini PRESENT  
Commissioner Ralph H. Bayard PRESENT  
Commissioner Joseph P. Lattanzi PRESENT  
Also in attendance: Lynda J. Wells, Municipal Clerk  
Kyle Ominski, Administrator

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, ATLANTIC CITY PRESS and ASBURY PARK PRESS on December 25, 2014; and filed with the Municipal Clerk.

Motion: To dispense with the reading of the minutes of the previous meeting and to approve the same as recorded in the minute book:

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

**AGENDA**

**PROCLAMATION:** In Recognition of the lifesaving efforts taken by the Long Beach Township Beach Patrol

**PROCLAMATION**

**IN RECOGNITION AND GRATEFUL APPRECIATION OF THE LIFESAVING EFFORTS TAKEN BY THE 2015 LONG BEACH TOWNSHIP BEACH PATROL STAFF**

**WHEREAS**, each year the Long Beach Township Beach Patrol thoroughly prepares for the upcoming summer season through rigorous training, certification programs and first aid education; and

**WHEREAS**, the professionalism, skill and proficiency of the Township Lifeguard staff, and all Beach Patrol personnel, is often put to practical use as they address the needs and ensure the safety of our welcomed beachgoers; and

**WHEREAS** on July 27<sup>th</sup> 2015, during the Annual Lifeguard in Training Tournament, a beach patron was observed to be in distress in the ocean waters; and

**WHEREAS**, lifeguards from multiple Long Beach Township Patrols were in attendance at the Tournament and immediately entered the ocean to rescue the swimmer who had suffered a serious and life-threatening laceration while in the ocean; and

**WHEREAS**, as a result of the rapid response and proficient lifesaving and first aid skills of these Long Beach Township Lifeguards, a successful rescue was made on July 27<sup>th</sup> 2015 and the victim's injuries were attended to rapidly, ensuring his recovery; and

**WHEREAS**, on July 31, 2015, Township Lifeguards were first to respond to an emergent situation involving a pedestrian and his dog who had been struck by a vehicle; their swift response helped to calm and stabilize the victims until the First Aid Squad arrived.

**NOW, THEREFOR BE IT RESOLVED** the Board of Commissioners of the Township of Long Beach wishes to individually recognize the following Lifeguards who, as a result of their dedicated service and diligent training, successfully rescued a seriously injured swimmer from Township waters and aided victims at the scene of a motor vehicle accident:

Capt. Matt Ward	Capt. Chris Burkhardt	Lt. Andrew Howarth
Patrick Craig	Rob Lynch	Erich Seegar
Jackie McGrath	Ryan Metz	John Starner
James Loftus	John Loftus	Adrienne Bush
	Ali Phillips	

The Municipal Clerk read the Proclamation aloud and Mayor Mancini announced each Lifeguard by name and congratulated each individual personally. Victim Stephen Harve of High Bar Harbor was present to thank the Lifeguards and noted the treating physician determined his injury might have proven fatal if not for the quick response and first aid measures taken by our Lifeguards.

**ORDINANCES & PUBLIC HEARINGS**

1. Second Reading Ordinance 15-34: **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  
ORDINANCE 15-34**

**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**

**BE IT ORDAINED** by the Board of Commissioners of the Township of Long Beach, County of Ocean, New Jersey (not less than two-thirds of all the members thereof affirmatively concurring), pursuant to the provisions of the Local Bond Law, constituting Chapter 169 of the Laws of 1960 of the State of New Jersey, as amended and supplemented ("Local Bond Law"), as follows:

**Section 1.** The purpose described in Section 7 hereof is hereby authorized as a general improvement to be made or acquired by the Township of Long Beach, County of Ocean, New Jersey ("Township").

**Section 2.** It is hereby found, determined and declared as follows:

(a) the estimated amount to be raised by the Township from all sources for the purpose stated in Section 7 hereof is \$300,000;

(b) the estimated amount of bonds or bond anticipation notes to be issued for the purpose stated in Section 7 hereof is \$285,000; and

(c) a down payment in the amount of \$15,000 for the purpose stated in Section 7 hereof is currently available in accordance with the requirements of Section 11 of the Local Bond Law, N.J.S.A. 40A:2-11.

**Section 3.** The sum of \$285,000, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$15,000, which amount represents the required down payment, are hereby appropriated for the purpose stated in this bond ordinance ("Bond Ordinance").

**Section 4.** The issuance of negotiable bonds of the Township in an amount not to exceed \$285,000 to finance the costs of the purpose described in Section 7 hereof is hereby authorized. Said bonds shall be sold in accordance with the requirements of the Local Bond Law.

**Section 5.** In order to temporarily finance the purpose described in Section 7 hereof, the issuance of bond anticipation notes of the Township in an amount not to exceed \$285,000 is hereby authorized. Pursuant to the Local Bond Law, the Chief Financial Officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver the same to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their date to delivery thereof. The Chief Financial Officer is hereby directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this Bond Ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

**Section 6.** The amount of the proceeds of the obligations authorized by this Bond Ordinance which may be used for the payment of interest on such obligations, accounting, engineering, legal fees and other items as provided in Section 20 of the Local Bond Law, N.J.S.A. 40A:2-20, shall not exceed the sum of \$57,000.

**Section 7.** The improvement hereby authorized and the purpose for which said obligations are to be issued; the estimated costs of said purpose; the amount of down payment for said purpose; the maximum amount obligations to be issued for said purpose and the period of usefulness of said purpose within the limitations of the Local Bond Law are as follows:

	<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A.	Reconstruction and/or Resurfacing of Various Roadways in the Township including, but not limited to, Mark Drive, together with the	\$300,000	\$15,000	\$285,000	10 years

<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
acquisition of all materials and equipment and completion of all work necessary therefor or related thereto				

**Section 8.** The supplemental debt statement provided for in Section 10 of the Local Bond Law, N.J.S.A. 40A:2-10, was duly filed in the office of the Clerk prior to the passage of this Bond Ordinance on first reading and a complete executed duplicate original thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. The supplemental debt statement shows that the gross debt of the Township, as defined in Section 43 of the Local Bond Law, N.J.S.A. 40A:2-43, is increased by this Bond Ordinance by \$285,000 and that the obligations authorized by this Bond Ordinance will be within all debt limitations prescribed by said Local Bond Law.

**Section 9.** Grants or other monies received from any governmental entity, if any, will be applied to the payment of or repayment of obligations issued to finance the costs of the improvement described in Section 7 above.

**Section 10.** The full faith and credit of the Township are irrevocably pledged to the punctual payment of the principal of and interest on the bonds or bond anticipation notes authorized by this Bond Ordinance, and to the extent payment is not otherwise provided, the Township shall levy *ad valorem* taxes on all taxable real property without limitation as to rate or amount for the payment thereof.

**Section 11.** The Capital Budget is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency therewith, and the resolution promulgated by the Local Finance Board showing full detail of the amended Capital Budget and Capital Program as approved by the Director of the Division of Local Government Services, is on file with the Clerk and available for inspection.

**Section 12.** The Township hereby declares its intent to reimburse itself from the proceeds of the bonds or bond anticipation notes authorized by this Bond Ordinance pursuant to Income Tax Regulation Section 1.150-2(e), promulgated under the Internal Revenue Code of 1986, as amended ("Code"), for "original expenditures", as defined in Income Tax Regulation Section 1.150-2(c)(2), made by the Township prior to the issuance of such bonds or bond anticipation notes.

**Section 13.** The Township hereby covenants as follows:

(a) it shall take all actions necessary to ensure that the interest paid on the bonds or bond anticipation notes authorized by this Bond Ordinance is exempt from the gross income of the owners thereof for federal income taxation purposes, and will not become a specific item of tax preference pursuant to Section 57(a)(5) of the Code;

(b) it will not make any use of the proceeds of the bonds or bond anticipation notes or do or suffer any other action that would cause the bonds or bond anticipation notes to be "arbitrage bonds" as such term is defined in Section 148(a) of the Code and the Regulations promulgated thereunder;

(c) it shall calculate or cause to be calculated and pay, when due, the rebatable arbitrage with respect to the "gross proceeds" (as such term is used in Section 148(f) of the Code) of the bonds or bond anticipation notes;

(d) it shall timely file with the Internal Revenue Service, such information report or reports as may be required by Sections 148(f) and 149(e) of the Code; and

(e) it shall take no action that would cause the bonds or bond anticipation notes to be "federally guaranteed" within the meaning of Section 149(b) of the Code.

**Section 14.** The improvement authorized hereby is not a current expense and is an improvement that the Township may lawfully make. No part of the cost of the improvement authorized hereby has been or shall be specially assessed on any property specially benefited thereby.

**Section 15.** All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed to the extent of such inconsistency.

**Section 16.** In accordance with the Local Bond Law, this Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final passage.

**Date of Introduction:** July 24, 2015

**Date of Final Adoption:** August 7, 2015

**Notice of Pending Bond Ordinance 15-34 and Summary**

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the Board of Commissioners of the Township of Long Beach, in the County of Ocean, State of New Jersey, on July 24, 2015. It will be further considered for final passage, after public hearing thereon, at a meeting of the Board of Commissioners to be held at the Administration Building, 6805 Long Beach Boulevard, Brant Beach, New Jersey on August 7, 2015, at 4:00 P.M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Township Clerk’s office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: **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**

	<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A.	Reconstruction and/or Resurfacing of Various Roadways in the Township including, but not limited to, Mark Drive, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$300,000	\$15,000	\$285,000	10 years

Appropriation: \$300,000  
 Bonds/Notes Authorized: \$285,000  
 Grants (if any) Appropriated: N/A  
 Section 20 Costs: \$57,000  
 Useful Life: 10 years

**Bond Ordinance 15-34 Statements and Summary**

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Board of Commissioners of the Township of Long Beach, in the County of Ocean, State of New Jersey on August 7, 2015 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Township Clerk’s office at 6805 Long Beach Boulevard, Brant Beach, New Jersey for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: **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**

	<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A.	Reconstruction and/or Resurfacing of Various Roadways in the Township including, but not limited to, Mark Drive, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$300,000	\$15,000	\$285,000	10 years

Appropriation: \$300,000  
Bonds/Notes Authorized: \$285,000  
Grants (if any) Appropriated: N/A  
Section 20 Costs: \$57,000  
Useful Life: 10 years

Passed on first reading at a regular meeting held on July 24, 2015 and advertised in the BEACH HAVEN TIMES issue of July 30, 2015.

OPEN PUBLIC HEARING

No Comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 15-34 on Second Reading:

Motion: Lattanzi

Ayes: Lattanzi, Bayard, Mancini

Second: Bayard

Nays:

2. Second Reading Ordinance 15-03: **BOND ORDINANCE AUTHORIZING SUPPLEMENTAL FUNDING FOR THE REPLACEMENT AND/OR REPAIR OF SANITARY SEWER LINES AND THE HOLGATE PUMP STATION DAMAGED BY HURRICANE SANDY IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$1,100,000 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 \$1,100,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

**ORDINANCE 15-03**

**BOND ORDINANCE AUTHORIZING SUPPLEMENTAL FUNDING FOR THE REPLACEMENT AND/OR REPAIR OF SANITARY SEWER LINES AND THE HOLGATE PUMP STATION DAMAGED BY HURRICANE SANDY IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$1,100,000 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 \$1,100,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

**BE IT ORDAINED** by the Board of Commissioners of the Township of Long Beach, County of Ocean, New Jersey (not less than two-thirds of all the members thereof affirmatively concurring), pursuant to the provisions of the Local Bond Law, constituting Chapter 169 of the Laws of 1960 of the State of New Jersey, as amended and supplemented ("Local Bond Law"), as follows:

**Section 1.** The purpose described in Section 7 hereof is hereby authorized as a general improvement to be made or acquired by the Township of Long Beach, County of Ocean, New Jersey ("Township").

**Section 2.** It is hereby found, determined and declared as follows:

(a) the estimated amount to be raised by the Township from all sources for the purpose stated in Section 7 hereof is \$1,100,000; and

(b) the estimated amount of bonds or bond anticipation notes to be issued for the purpose stated in Section 7 hereof is \$1,100,000.

**Section 3.** The sum of \$1,100,000, to be raised by the issuance of bonds or bond anticipation notes, is hereby appropriated for the purpose stated in this bond ordinance ("Bond Ordinance").

**Section 4.** The issuance of negotiable bonds of the Township in an amount not to exceed \$1,100,000 to finance the costs of the purpose described in Section 7 hereof is hereby authorized. Said bonds shall be sold in accordance with the requirements of the Local Bond Law.

**Section 5.** In order to temporarily finance the purpose described in Section 7 hereof, the issuance of bond anticipation notes of the Township in an amount not to exceed \$1,100,000 is hereby authorized. Pursuant to the Local Bond Law, the Chief Financial Officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver the same to the purchasers thereof upon receipt of payment of the purchase price plus accrued

interest from their date to delivery thereof. The Chief Financial Officer is hereby directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this Bond Ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

**Section 6.** The amount of the proceeds of the obligations authorized by this Bond Ordinance which may be used for the payment of interest on such obligations, accounting, engineering, legal fees and other items as provided in Section 20 of the Local Bond Law, *N.J.S.A. 40A:2-20*, shall not exceed the sum of \$220,000.

**Section 7.** The improvement hereby authorized and the purpose for which said obligations are to be issued; the estimated costs of said purpose; the amount of down payment for said purpose; the maximum amount obligations to be issued for said purpose and the period of usefulness of said purpose within the limitations of the Local Bond Law are as follows:

	<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A.	Supplemental Funding for the Replacement and/or Repair of Sanitary Sewer Lines and the Holgate Pump Station, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto, as originally financed by Bond Ordinance 14-01, finally adopted on January 24, 2014	\$1,100,000	\$0	\$1,100,000	40 years

**Section 8.** The supplemental debt statement provided for in Section 10 of the Local Bond Law, *N.J.S.A. 40A:2-10*, was duly filed in the office of the Clerk prior to the passage of this Bond Ordinance on first reading and a complete executed duplicate original thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. The supplemental debt statement shows that the gross debt of the Township, as defined in Section 43 of the Local Bond Law, *N.J.S.A. 40A:2-43*, is increased by this Bond Ordinance by \$1,100,000 and that the obligations authorized by this Bond Ordinance will be within all debt limitations prescribed by said Local Bond Law.

**Section 9.** Grants or other monies received from any governmental entity, if any, will be applied to the payment of or repayment of obligations issued to finance the costs of the improvement described in Section 7 above.

**Section 10.** The full faith and credit of the Township are irrevocably pledged to the punctual payment of the principal of and interest on the bonds or bond anticipation notes authorized by this Bond Ordinance, and to the extent payment is not otherwise provided, the Township shall levy ad valorem taxes on all taxable real property without limitation as to rate or amount for the payment thereof.

**Section 11.** The Capital Budget is hereby amended to conform with the provisions of this Bond Ordinance to the extent of any inconsistency therewith, and the resolution promulgated by the Local Finance Board showing full detail of the amended Capital Budget and Capital Program as approved by the Director of the Division of Local Government Services, is on file with the Clerk and available for inspection.

**Section 12.** The Township hereby declares its intent to reimburse itself from the proceeds of the bonds or bond anticipation notes authorized by this Bond Ordinance pursuant to Income Tax Regulation Section 1.150-2(e), promulgated under the Internal Revenue Code of 1986, as amended ("Code"), for "original expenditures", as defined in Income Tax Regulation Section 1.150-2(c)(2), made by the Township prior to the issuance of such bonds or bond anticipation notes.

**Section 13.** The Township hereby covenants as follows:

(a) it shall take all actions necessary to ensure that the interest paid on the bonds or bond anticipation notes authorized by this Bond Ordinance is exempt from the gross income of the owners thereof for federal income taxation purposes, and will not become a specific item of tax preference pursuant to Section 57(a)(5) of the Code;

(b) it will not make any use of the proceeds of the bonds or bond anticipation notes or do or suffer any other action that would cause the bonds or bond anticipation notes to be "arbitrage bonds" as such term is defined in Section 148(a) of the Code and the Regulations promulgated thereunder;

(c) it shall calculate or cause to be calculated and pay, when due, the rebatable arbitrage with respect to the "gross proceeds" (as such term is used in Section 148(f) of the Code) of the bonds or bond anticipation notes;

(d) it shall timely file with the Internal Revenue Service, such information report or reports as may be required by Sections 148(f) and 149(e) of the Code; and

(e) it shall take no action that would cause the bonds or bond anticipation notes to be "federally guaranteed" within the meaning of Section 149(b) of the Code.

**Section 14.** The improvement authorized hereby is not a current expense and is an improvement that the Township may lawfully make. No part of the cost of the improvement authorized hereby has been or shall be specially assessed on any property specially benefited thereby.

**Section 15.** All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed to the extent of such inconsistency.

**Section 16.** In accordance with the Local Bond Law, this Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final passage.

**Date of Introduction:** 1/23/15

**Date of Final Adoption:** 8/07/15

**Notice of Pending Bond Ordinance 15-03 and Summary.**

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the Board of Commissioners of the Township of Long Beach, in the County of Ocean, State of New Jersey, on January 23, 2015. It will be further considered for final passage, after public hearing thereon, at a meeting of the Board of Commissioners to be held at the Administration Building, 6805 Long Beach Boulevard, Brant Beach, New Jersey on August 7, 2015, at 4:00 P.M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Township Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: **BOND ORDINANCE AUTHORIZING SUPPLEMENTAL FUNDING FOR THE REPLACEMENT AND/OR REPAIR OF SANITARY SEWER LINES AND THE HOLGATE PUMP STATION DAMAGED BY HURRICANE SANDY IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$1,100,000 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 \$1,100,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

	<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A.	Supplemental Funding for the Replacement and/or Repair of Sanitary Sewer Lines and the Holgate Pump Station, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto, as originally financed by Bond Ordinance 14-01, finally adopted on January 24, 2014	\$1,100,000	\$0	\$1,100,000	40 years

Appropriation: \$1,100,000  
 Bonds/Notes Authorized: \$1,100,000  
 Grants (if any) Appropriated: None  
 Section 20 Costs: \$220,000  
 Useful Life: 40 years

**Bond Ordinance 15-03 Statements and Summary**

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Board of Commissioners of the Township of Long Beach, in the County of Ocean, State of New Jersey on August 7, 2015 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Township Clerk's

office at 6805 Long Beach Boulevard, Brant Beach, New Jersey for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: **BOND ORDINANCE AUTHORIZING SUPPLEMENTAL FUNDING FOR THE REPLACEMENT AND/OR REPAIR OF SANITARY SEWER LINES AND THE HOLGATE PUMP STATION DAMAGED BY HURRICANE SANDY IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$1,100,000 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 \$1,100,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

	<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A.	Supplemental Funding for the Replacement and/or Repair of Sanitary Sewer Lines and the Holgate Pump Station, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto, as originally financed by Bond Ordinance 14-01, finally adopted on January 24, 2014	\$1,100,000	\$0	\$1,100,000	40 years

Appropriation: \$1,100,000  
 Bonds/Notes Authorized: \$1,100,000  
 Grants (if any) Appropriated: None  
 Section 20 Costs: \$220,000  
 Useful Life: 40 years

Passed on first reading at a regular meeting held on January 23, 2015 and advertised in the BEACH HAVEN TIMES issue of January 29, 2015 and the July 31, 2015 issue of the ASBURY PARK PRESS.

OPEN PUBLIC HEARING  
 No Comment  
 CLOSE PUBLIC HEARING

Motion to adopt Ordinance 15-03 on Second Reading:

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

3. First Reading Ordinance 15-35C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" RELATING TO CHAPTER 64 CONCERNING ELEVATION CERTIFICATES AND PLOT PLANS**

Motion to approve Ordinance 15-35C on First Reading:

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

4. First Reading Ordinance 15-36: **AN ORDINANCE OF THE TOWNSHIP OF LONG BEACH VACATING THE PUBLIC INTEREST IN A PORTION OF A CERTAIN 15 FOOT ALLEY BETWEEN BLOCK 10.41, LOT 1 AND BLOCK 10.40, LOT 1 LOCATED IN THE TOWNSHIP OF LONG BEACH, OCEAN COUNTY, NEW JERSEY**

Motion to approve Ordinance 15-36 on First Reading:

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

5. First Reading Ordinance 15-37C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" CREATING IN CHAPTER 64 A NEW SECTION 32 CONCERNING RAISING STRUCTURES ON CRIBBING**

Motion to approve Ordinance 15-37C on First Reading:

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

6. First Reading Ordinance 15-38: **AN ORDINANCE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, APPROPRIATING \$180,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT FUND FOR THE PURCHASE OF THE ENFORYSYS CAD/RMS SYSTEM FOR THE POLICE DEPARTMENT.**

Motion to approve Ordinance 15-38 on First Reading:

Motion: Lattanzi  
Second: Bayard

Ayes: Lattanzi, Bayard, Mancini  
Nays:

**ADOPTIONS & APPROVALS**

7. Resolution 15-0807.01: Authorize online auction of municipal property

**RESOLUTION 15-0807.01**

**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 14-0425.05 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](http://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 2015.

SCHEDULE 'A'

2005 Honda TRX500 AMK10019 (VIN 1HFTE310954009106)

Amida Sign Board (VIN 930218390)

Swenson Salt Spreader

Snap On Tire Changer

Ingersoll Rand Air Compressor

Delta Wood Lathe

Ford 7108 Loader Bucket Arms

Ford 1988 Tractor Model 1920 (VIN UP21205)

Ford 1988 Tractor Model 1920 (VIN UP21202)

1991 FORD ECONO VAN (VIN 1FDKE37G6MHB13789)

Barber Surf Rake (S/N 6311)

Misc Computers and equipment

8. Resolution 15-0807.02: Approve the donation of two Lifeguard Stands to St.

Francis of Assisi Church

**RESOLUTION 15-0807.02**

**WHEREAS**, the Township of Long Beach, Beach Patrol Department wishes to recognize the generosity of the St. Francis Community Center that permits the Long Beach Township Beach Patrol the regular use of its facilities, at no cost, for lifeguard training and swim tests; and

**WHEREAS**, this offering of goodwill benefits the Long Beach Township Beach Patrol, and all the citizens of Long Beach Island; and

**WHEREAS**, in appreciation of this commendable act of community service, the Long Beach Township Beach Patrol has donated two (2) Lifeguard Stands for use by the Community Center Pool.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that it acknowledges the Long Beach Township Beach Patrol will provide this equipment to the St. Francis Community Center in grateful appreciation of its generous support to the Township and its Beach Patrol.

9. Resolution 15-0807.03: Approve various changes to water accounts

**RESOLUTION 15-0807.03**

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

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

<b><u>BLOCK</u></b>	<b><u>LOT/QUAL</u></b>	<b><u>ACCT #/ACCT</u></b>	<b><u>YEAR</u></b>	<b><u>CANCEL/CHANGE</u></b>	<b><u>AMOUNT</u></b>
15.63	12	5566-0 Water	2015	To Standby per C&C	\$ 82.00
15.145	13	6195-0 Water	2015	To Standby per C&C	\$155.00
23.05	5	7982-0 Water	2015	Removed Irrigation	\$304.00

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

10. Resolution 15-0807.04: Approve various personnel actions

**RESOLUTION 15-0807.04**

**Public Works**

Change the following employee's annual Salary to \$60,000.00 to be paid from Public Works Salary & Wage effective August 8, 2015.

Dustin Martin

Hire the following employee as Permanent Full-Time Mechanics Helper at the annual salary of \$52,000 to be paid from Public Works Salary & Wage effective August 8, 2015.

Stephen Johnson

11. Resolution 15-0807.05: 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 from September 2015 through April 2016 for monthly meetings held at the First United Methodist Church.

**RESOLUTION 15-0807.05**

**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 10, 2015
- Thursday, October 8, 2015
- Thursday, November 12, 2015
- Thursday January 14, 2016
- Thursday, February 11, 2016
- Thursday, March 10, 2016
- Thursday, April 14, 2016

**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.

12. Resolution 15-0807.06: Approve various Special Events  
Elite Fitness: Family Beach Aerobics; August 18, 2015  
in Bayview Park from 11am-12pm (Raindate: 8/21/15)

**RESOLUTION 15-0807.06**

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach approve the below-listed event for:

<b><u>HOST</u></b>	<b><u>DESCRIPTION</u></b>	<b><u>TIME &amp; DATE(S)</u></b>
Elite Fitness	Family Beach Aerobics in Bayview Park	Tuesday August 18, 2015 (Raindate August 21,2015) 11:00am-12:00pm

**WHEREAS**, all the necessary and required insurance documents have been submitted, received and are on file with the Township.

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

Motion to approve Items 7 thru 12:

Motion: Ayes: Lattanzi, Bayard, Mancini

Second: Nays:

**LICENSES & PERMITS**

13. Resolution 15-0807.07: Approve an application for a Social Affair Permit:  
LBI Arts Foundation Classical Piano Concert on  
8/16/15 from 7 to 9:00 pm

**RESOLUTION 15-0807.07**

**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. This permit will allow the Long Beach Island Foundation of the Arts and Sciences to serve alcoholic beverages at the Classical

Piano Concert to be held August 16, 2015 between the hours of 7:00 P.M. and 9:00 P.M. at the Long Beach Island Foundation of the Arts and Sciences.

14. Resolution 15-0807.08(a&b): Approve Social Event Permits:

- a) Block Party: Sunday September 9, 2015  
W. South 34<sup>th</sup> Street; 4-10pm
- b) Block Party: Saturday August 29, 2015  
East Inlet Rd, Holgate; 5-9pm

**Resolution 15-0807.08(a)**

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

- 1) Permission to close West So. 34<sup>th</sup> Street, Beach Haven Gardens, between Baltic and Pacific Avenues, on September 6, 2015 for a block party from 4:00 p.m. to 10:00 p.m., leaving a lane open for emergency vehicles.

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

**Resolution 15-0807.08(b)**

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

- 1) Permission to close East Inlet Road, Holgate, between Inlet Rd and Gloucester Rd, on August 29, 2015 for a block party from 5:00 p.m. to 9:00 p.m., leaving a lane open for emergency vehicles.

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

Motion to approve Items 13 thru 14:

Motion: Lattanzi  
Second: Bayard

Ayes: Lattanzi, Bayard, Mancini  
Nays:

**FINANCIAL APPROVALS**

15. Resolution 15-0807.09: Accept Performance Bond for LUB 27-14

**RESOLUTION 15-0807.09**

**WHEREAS**, the Township of Long Beach has received from Cooper Levenson, P.A. Cashier's Check #571848 dated June 4, 2015 in the amount of Seven Thousand Four Hundred Forty Eight Dollars and Sixty Five Cents (\$7,448.65), representing a 10% portion of the required Performance Bond; as well as a Bond issued by Verizon New Jersey, Inc. dated May 18, 2015 in the amount of Sixty Seven Thousand, Thirty Seven Dollars and Eighty Five Cents (\$67,037.85) representing a 90% portion of the required Performance Bond, as payment for Major Site Plan #LUB-27-14-P-F, Block 4.41, Lot 5 (1900 Long Beach Blvd, North Beach Haven).

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach accepts this Performance Bond in the total amount of Seventy Four Thousand Four Hundred Eighty Six Dollars and Fifty Cents (\$74,486.50) as per its Municipal Land Use Ordinance and as per the recommendation and certification of the Municipal Engineer.

16. Resolution 15-0807.10: Authorize the issuance and sale of Refunding Bond Anticipation Notes

**RESOLUTION NO. 15-0807.10**

**RESOLUTION OF THE TOWNSHIP OF LONG BEACH, IN THE COUNTY OF OCEAN, NEW JERSEY AUTHORIZING THE ISSUANCE AND SALE OF UP TO \$4,333,334 OF REFUNDING BOND ANTICIPATION NOTES OF THE TOWNSHIP; MAKING CERTAIN COVENANTS TO MAINTAIN THE EXEMPTION FROM FEDERAL INCOME TAXATION OF INTEREST ON SAID NOTES; AND AUTHORIZING SUCH FURTHER ACTIONS AND MAKING SUCH DETERMINATIONS AS MAY BE NECESSARY OR APPROPRIATE TO EFFECT THE ISSUANCE AND SALE OF SAID NOTES**

**BACKGROUND**

**WHEREAS**, the Board of Commissioners ("Board of Commissioners") of the Township of Long Beach, County of Ocean, New Jersey ("Township"), adopted a resolution on December 7, 2012 to fund an emergency appropriation ("Appropriation Resolution") for the purpose of paying the extraordinary expenses associated with the repair, rehabilitation, reconstruction and/or replacement of, among other things, streets, roads,

bridges, or other public property located in the Township damaged by Hurricane Sandy ("Appropriation"), all as more particularly described in the Appropriation Resolution; and

**WHEREAS**, the Local Bond Law, constituting Chapter 169 of the Laws of the State of New Jersey ("State"), as amended and supplemented, *N.J.S.A. 40A:2-51 et seq.* ("Local Bond Law"), authorizes municipalities to issue refunding bonds to fund temporary emergency appropriations, including the Appropriation; and

**WHEREAS**, on February 1, 2013, the Board of Commissioners introduced a refunding bond ordinance entitled "REFUNDING BOND ORDINANCE PROVIDING FUNDS TO PAY A SPECIAL EMERGENCY APPROPRIATION (HURRICANE SANDY); AUTHORIZING THE ISSUANCE OF UP TO \$5,000,000 OF GENERAL OBLIGATION REFUNDING BONDS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, TO FINANCE THE COSTS THEREOF; MAKING CERTAIN DETERMINATIONS AND COVENANTS IN CONNECTION THEREWITH; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING" ("Refunding Bond Ordinance"); and

**WHEREAS**, pursuant to *N.J.S.A. 40A:2-51 et seq.*, the Local Finance Board, Division of Local Government Services, New Jersey Department of Community Affairs ("Local Finance Board"), at a meeting held on March 13, 2013, adopted a resolution authorizing the Township to finally adopt the Refunding Bond Ordinance; and

**WHEREAS**, on March 1, 2013, the Board of Commissioners, after a public hearing, finally adopted the Refunding Bond Ordinance; and

**WHEREAS**, pursuant to the Refunding Bond Ordinance, the Township is authorized to issue its refunding bond anticipation notes, in the aggregate principal amount of up to \$5,000,000 to fund the Appropriation; and

**WHEREAS**, the Township has heretofore issued its refunding bond anticipation notes in the principal amount of \$4,666,667 ("Prior Notes") to finance the costs of the Appropriation; and

**WHEREAS**, the Prior Notes mature on September 3, 2015; and

**WHEREAS**, it is the intent of the Board of Commissioners hereby to authorize and approve the issuance and sale of its refunding bond anticipation notes in the principal amount of up to \$4,333,334 to pay a portion of the principal of the Prior Notes at maturity ("Notes"); and

**WHEREAS**, it is necessary for the Township to adopt this resolution to authorize and effectuate the issuance and sale of said Notes.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY (NOT LESS THAN TWO-THIRDS OF ALL THE MEMBERS THEREOF AFFIRMATIVELY CONCURRING), AS FOLLOWS:

**Section 1.** Pursuant to the Local Bond Law, the issuance of refunding bond anticipation notes of the Township, to be designated, substantially, "Township of Long Beach, County of Ocean, New Jersey, Refunding Bond Anticipation Note of 2015, Series A" ("Notes"), in an aggregate principal amount of up to \$4,333,334, is hereby authorized and approved.

**Section 2.** The Notes shall be dated the date of delivery thereof and mature no later than one year from said date. The Notes will not be subject to redemption prior to maturity but may be renewed from time to time, subject to the terms of the Refunding Bond Ordinance. The Notes shall be issued in bearer or registered form in minimum denominations of \$100,000 or greater and shall be in the form permitted by the Local Bond Law and as Bond Counsel shall approve.

**Section 3.** The Notes shall be executed in the name of the Township by the manual or facsimile signature of the Mayor and Chief Financial Officer, and shall be under the corporate seal of the Township affixed, imprinted, or reproduced thereon, and attested by the manual signature of the Township Clerk or Deputy Township Clerk.

**Section 4.** The Chief Financial Officer, with the assistance of the law firm of Parker McCay P.A., Bond Counsel, is hereby authorized and directed to award and sell the Notes at a public or private sale at a price of not less than par, and to deliver the same to the purchaser thereof upon receipt of payment of the purchase price plus accrued interest (if any) from the dated date of the Notes to the date of delivery thereof.

**Section 5.** At the next meeting after the sale of the Notes, the Chief Financial Officer is authorized and directed to report, in writing, to the Board of Commissioners, the principal amount, rate of interest and name of the purchaser of the Notes.

**Section 6.** The Notes shall be general obligations of the Township. The full faith and credit of the Township are irrevocably pledged to the punctual payment of the principal of and interest on the Notes and, to the extent payment is not otherwise

provided, the Township shall levy *ad valorem* taxes on all taxable real property without limitation as to rate or amount for the payment thereof.

**Section 7.** The Township hereby covenants that it will not make any use of the proceeds of the Notes or do or suffer any other action that would cause: (i) the Notes to be "arbitrage bonds" as such term is defined in Section 148(a) of the Internal Revenue Code of 1986, as amended ("Code") and the Regulations promulgated thereunder; (ii) the interest on the Notes to be included in the gross income of the owners thereof for federal income taxation purposes; or (iii) the interest on the Notes to be treated as an item of tax preference under Section 57(a)(5) of the Code.

**Section 8.** The Township hereby covenants as follows: (i) it shall timely file with the Internal Revenue Service, such information report or reports as may be required by Sections 148(f) and 149(e) of the Code; and (ii) it shall take no action that would cause the Notes to be "federally guaranteed" within the meaning of Section 149(b) of the Code.

**Section 9.** The Township hereby covenants that it shall make, or cause to be made, the rebate required by Section 148(f) of the Code in the manner described in Treasury Regulation Sections 1.148-1 through 1.148-11, 1.149(b)-1, 1.149(d)-1, 1.149(g)-1, 1.150-1 and 1.150-2, as such regulations and statutory provisions may be modified insofar as they apply to the Notes.

**Section 10.** The Township hereby designates the Notes as "qualified tax-exempt obligations" as defined in and for the purposes of Section 265(b)(3) of the Code. For purposes of this designation, the Township hereby represents that it reasonably anticipates that the amount of tax-exempt obligations to be issued by the Township during the period from January 1, 2015 to December 31, 2015, and the amount of obligations designated as "qualified tax-exempt obligations" by it, will not exceed \$10,000,000 when added to the aggregate principal amount of the Notes.

For purposes of this Section 10, the following obligations are not taken into account in determining the aggregate principal amount of tax-exempt obligations issued by the Township: (i) a private activity bond as defined in Section 141 of the Code (other than a qualified 501(c)(3) bond, as defined in Section 145 of the Code); and (ii) any obligation issued to currently refund any other tax-exempt obligation (other than to advance refund within the meaning of Section 149(d)(5) of the Code) as provided in Section 265(b)(3)(c) of the Code.

**Section 11.** All actions heretofore taken and documents prepared or executed by or on behalf of the Township by the Mayor, Chief Financial Officer, Township Clerk, Deputy Township Clerk, other Township officials or by the Township's professional advisors, in connection with the issuance and sale of the Notes are hereby ratified, confirmed, approved and adopted.

**Section 12.** The Mayor, Chief Financial Officer, Township Clerk and Deputy Township Clerk are each hereby authorized and directed to determine all matters and execute all documents and instruments in connection with the Notes not determined or otherwise directed to be executed by the Local Bond Law or by this or any subsequent resolution, and the signatures of the Mayor, Chief Financial Officer, Township Clerk and Deputy Township Clerk, on such documents or instruments shall be conclusive as to such determinations.

**Section 13.** All resolutions or parts thereof, inconsistent herewith are hereby rescinded and repealed to the extent of any such inconsistency.

**Section 14.** This resolution shall take effect immediately upon adoption this 7th day of August, 2015.

**Exhibit "A"**

Ordinance Number	Notes Authorized	Notes Outstanding	Available Amount	Notes to be Issued
13-03	\$5,000,000	\$4,666,667	\$333,333	\$4,333,334

17. Resolution 15-0807.11: Approve Bills & Payroll  
 Bills in the amount of: \$ 9,760,023.50  
 Payroll in the amount of: \$ 675,625.86

**RESOLUTION 15-0807.11**

**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 \$675,625.86.

**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 \$9,760,023.50 be and the same are hereby authorized to be paid on Friday, August 7, 2015.

2. The said approved payroll amounting to the sum of \$ 675,625.86 be and the same are hereby authorized to be paid on Friday, August 7, 2015.

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 15 thru 17:

Motion: Lattanzi

Ayes: Lattanzi, Bayard, Mancini

Second: Bayard

Nays:

#### **COMMISSIONERS' REPORTS**

**Commissioner Lattanzi** has received positive feedback regarding the "Gator" dune buggy transportation service used to assist certain beach patrons in accessing the beach. The Trolleys had been used by more than 40,000 riders to date. He felt the cell phone application used to track trolley locations in "real time" was functioning well and was a great utility for riders. The Commissioner announced the Township Assistant Solicitor had prevailed in insurance arbitration and Long Beach Township would be reimbursed by the Joint Insurance Fund for a majority of Super Storm Sandy damages. Once payment was made by the insurer, FEMA would be responsible to make payment for damages not covered by the JIF.

**Commissioner Bayard** had no comments.

**Mayor Mancini** announced the next meeting of the Land Use Board on Wednesday, August 12<sup>th</sup> at 7:00 pm in the upstairs multi-purpose room. Second Reading and Public Hearing for Ordinances 15-32C, 33C, 35C, 36, 37C and 38 would take place at the next public meeting held on August 21<sup>st</sup> at 4:00 pm. The Mayor further provided Police Department information including: the Emergency Management Department had made application for a 966 Grant in the amount of \$180,000. The monies would be used for upgrades to the Emergency Management Center, specifically to the communication system and mobile command vehicle. Police Officers would be hosting a bike rodeo on August 16<sup>th</sup> in Barnegat Light on 10<sup>th</sup> street from 10am and until noon. The public was asked to report suspicious activity to the Dispatch Center at 609-494-3322.

#### **OPEN PUBLIC SESSION**

No Comment

#### **CLOSE PUBLIC SESSION**

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

Motion: Lattanzi

Ayes: Lattanzi, Bayard, Mancini

Second: Bayard

Nays:

---

Lynda J. Wells, RMC  
Municipal Clerk

---

Joseph H. Mancini, Mayor

---

Ralph H. Bayard, Commissioner

---

Dr. Joseph P. Lattanzi, Commissioner