

MINUTES
REGULAR SESSION BOARD OF COMMISSIONERS AUGUST 19, 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 August 5, 2011 meeting and to approve the same as recorded in the minute book:

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

AGENDA

Lynda Wells, Municipal Clerk announced that the Mayor had presented a proclamation to Liliias Cobb, Beach Haven Park, on August 17th, in celebration of her 90th birthday on behalf of the Board of Commissioners.

ORDINANCES/PUBLIC HEARINGS

1. Second 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**

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. There is hereby appropriated from the Utility Capital Fund the sum of \$45,000 for the acquisition of a Utility Body Truck.

Section 2. It is hereby determined and stated that the improvements set forth in Section 1. are general capital improvements and are not a current expense.

Section 3. The capital budget is hereby amended to conform with the provisions of this 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 Township Clerk and available for inspection.

Section 4. All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 5. This ordinance shall take effect after final adoption and publication as required by law.

Date of Introduction: August 5, 2011

Date of Final Adoption: August 19, 2011 Passed on first reading at a regular meeting held on August 5, 2011 and advertised in the BEACH HAVEN TIMES issue of August 10, 2011.

OPEN PUBLIC HEARING

No Comments

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 11-23 on Second Reading:

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

2. Second 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)**

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. There is hereby appropriated from the Utility Capital Fund the sum of \$50,000 for the inspection of and repairs to Well No. 1 (Peahala Park).

Section 2. It is hereby determined and stated that the improvements set forth in Section 1. are general capital improvements and are not a current expense.

Section 3. The capital budget is hereby amended to conform with the provisions of this 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 Township Clerk and available for inspection.

Section 4. All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 5. This ordinance shall take effect after final adoption and publication as required by law.

Date of Introduction: August 5, 2011

Date of Final Adoption: August 19, 2011 Passed on first reading at a regular meeting held on August 5, 2011 and advertised in the BEACH HAVEN TIMES issue of August 10, 2011.

OPEN PUBLIC HEARING
No comments
CLOSE PUBLIC HEARING

Motion to adopt Ordinance 11-24 on Second Reading:

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

3. Second 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)**

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. There is hereby appropriated from the Utility Capital Fund the sum of \$50,000 for the inspection of and repairs to Well No. 3 (Holgate).

Section 2. It is hereby determined and stated that the improvements set forth in Section 1. are general capital improvements and are not a current expense.

Section 3. The capital budget is hereby amended to conform with the provisions of this 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 Township Clerk and available for inspection.

Section 4. All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 5. This ordinance shall take effect after final adoption and publication as required by law.

Date of Introduction: August 5, 2011

Date of Final Adoption: August 19, 2011

Passed on first reading at a regular meeting held on August 5, 2011 and advertised in the BEACH HAVEN TIMES issue of August 10, 2011.

OPEN PUBLIC HEARING
No Comments
CLOSE PUBLIC HEARING

Motion to adopt Ordinance 11-25 on Second Reading:

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

4. Second 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**

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 purposes described in Section 7 hereof are hereby authorized as general improvements 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 purposes stated in Section 7 hereof is \$300,000; and

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

(c) a down payment in the amount of \$15,000 for the purposes 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 purposes 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 purposes 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 purposes 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 \$45,000.

Section 7. The improvements hereby authorized and the purposes for which said obligations are to be issued; the estimated costs of each said purpose; the amount of down payment for each said purpose; the maximum amount obligations to be issued for each said purpose and the period of usefulness of each 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 Obligation</u> \$	<u>Period of Usefulness</u> \$
A. Reconstruction and/or Resurfacing of Various Roadways including, but not limited to, portions of 14 th Street, 15 th Street, 17 th Street, 25 th Street, 74 th Street, 75 th Street, 87 th Street, Beach Avenue, South Pennsylvania Avenue, South Lagoon, Beach Plum Drive and Collier Road, all as more particularly described in the plans and specifications on file in the Township Clerk's office; 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

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 improvements 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 improvements authorized hereby are not current expenses and are improvements that the Township may lawfully make. No part of the cost of the improvements 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: August 5, 2011

Date of Final Adoption: August 19, 2011 Passed on first reading at a regular meeting held on August 5, 2011 and advertised in the BEACH HAVEN TIMES issue of August 10, 2011.

OPEN PUBLIC HEARING

No comments

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 11-26 on Second Reading:

Motion: Knarre Ayes: Knarre Bayard Mancini

Second: Bayard Nays:

5. Second 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**

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 purposes described in Section 7 hereof are hereby authorized as general improvements 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 purposes stated in Section 7 hereof is \$200,000; and

(b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$190,000; and

(c) a down payment in the amount of \$10,000 for the purposes 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 \$190,000, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$10,000, which amount represents the required down payment, are hereby appropriated for the purposes stated in this bond ordinance ("Bond Ordinance").

Section 4. The issuance of negotiable bonds of the Township in an amount not to exceed \$190,000 to finance the costs of the purposes 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 purposes described in Section 7 hereof, the issuance of bond anticipation notes of the Township in an amount not to exceed \$190,000 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 \$50,000.

Section 7. The improvements hereby authorized and the purposes for which said obligations are to be issued; the estimated costs of each said purpose; the amount of down payment for each said purpose; the maximum amount obligations to be issued for each said purpose and the period of usefulness of each 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. Repair and/or Replacement of Bulkheads, all as more particularly described in the plans and specifications on file in the Township Clerk's office; together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$200,000	\$10,000	\$190,000	15 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 \$190,000 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 improvements 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 improvements authorized hereby are not current expenses and are improvements that the Township may lawfully make. No part of the cost of the improvements 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: August 5, 2011

Date of Final Adoption: August 19, 2011

Passed on first reading at a regular meeting held on August 5, 2011 and advertised in the BEACH HAVEN TIMES issue of August 10, 2011.

OPEN PUBLIC HEARING

No Comments

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 11-27on Second Reading:

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

6. Second 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**

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 purposes described in Section 7 hereof are hereby authorized as general improvements 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 purposes stated in Section 7 hereof is \$275,000; and

(b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$261,200; and

(c) a down payment in the amount of \$13,800 for the purposes 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 \$261,200, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$13,800, which amount represents the required down payment, are hereby appropriated for the purposes stated in this bond ordinance ("Bond Ordinance").

Section 4. The issuance of negotiable bonds of the Township in an amount not to exceed \$261,200 to finance the costs of the purposes 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 purposes described in Section 7 hereof, the issuance of bond anticipation notes of the Township in an amount not to exceed \$261,200 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 \$45,000.

Section 7. The improvements hereby authorized and the purposes for which said obligations are to be issued; the estimated costs of each said purpose; the amount of down payment for each said purpose; the maximum amount obligations to be issued for each said purpose and the period of usefulness of each 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 Winifred Avenue, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$275,000	\$13,800	\$261,200	10 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 \$261,200 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 improvements 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 improvements authorized hereby are not current expenses and are improvements that the Township may lawfully make. No part of the cost of the improvements 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: August 5, 2011

Date of Final Adoption: August 19, 2011

Passed on first reading at a regular meeting held on August 5, 2011 and advertised in the BEACH HAVEN TIMES issue of August 10, 2011.

OPEN PUBLIC HEARING

No Comments

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 11-28 on Second Reading:

Motion: Knarre Ayes: Knarre Bayard Mancini

Second: Bayard Nays:

7. Second Reading Ordinance 11-29: **ORDINANCE AMENDING BOND ORDINANCE 10-22 OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY "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"**

BACKGROUND

WHEREAS, the Township of Long Beach, County of Ocean, New Jersey ("Township") has heretofore duly and finally adopted Bond Ordinance 10-22 ("Bond Ordinance") authorizing the reconstruction and/or resurfacing of Indiana and Stockton Avenues in the township ("Bond Ordinance"); and

WHEREAS, the Borough is desirous of amending the Bond Ordinance to increase the appropriation from \$175,000 to \$225,000.

NOW, THEREFORE, BE IT ORDAINED, BY THE BOARD OF COMMISSIONERS (NOT LESS THAN TWO-THIRDS OF ALL THE MEMBERS THEREOF AFFIRMATIVELY CONCURRING), PURSUANT TO THE PROVISIONS OF THE LOCAL BOND LAW, 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 Title of the Bond Ordinance is hereby amended to provide as follows:

"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"

Section 2. Section 2. of the Bond Ordinance is hereby amended to provide as follows:

"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 purposes stated in Section 7 hereof is \$225,000;

(b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$213,750; and

(c) a down payment in the amount of \$11,250 for the purposes 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. Section 3. of the Bond Ordinance is hereby amended to provide as follows:

"Section 3. The sum of \$213,750, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$11,250, which amount represents the required down payment, are hereby appropriated for the purposes stated in this bond ordinance ("Bond Ordinance")."

Section 4. Section 4. of the Bond Ordinance is hereby amended to provide as follows:

"Section 4. The issuance of negotiable bonds of the Township in an amount not to exceed \$213,750 to finance the costs of the purposes 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. Section 5. of the Bond Ordinance is hereby amended to provide as follows:

"Section 5. In order to temporarily finance the purposes described in Section 7. hereof, the issuance of bond anticipation notes of the Township in an amount not to exceed \$213,750 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. Section 6. of the Bond Ordinance is hereby amended to provide as follows:

"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 \$45,000."

Section 7. Section 7. of the Bond Ordinance is hereby amended to provide as follows:

"Section 7. The improvements hereby authorized and the purposes for which said obligations are to be issued; the estimated costs of each said purpose; the amount of down payment for each said purpose; the maximum amount obligations to be issued for each said purpose and the period of usefulness of each 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 Indiana and Stockton Avenues, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$225,000	\$11,250	\$213,750	10 years

Section 8. Section 8. of the Bond Ordinance is hereby amended to provide as follows:

"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 \$213,750 and that the obligations authorized by this Bond Ordinance will be within all debt limitations prescribed by said Local Bond Law. "

Section 9. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the regulations promulgated by the Local Finance Board showing full detail the amended capital budget and capital improvement program as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, are on file with the Township Clerk and available for public inspection.

Section 10. All other parts of the Bond Ordinance not amended hereby shall remain in full force and effect.

Section 11. In accordance with the Local Bond Law, this ordinance shall take effect twenty (20) days after the first publication thereof after final passage.

Lynda Wells, Municipal Clerk explained Indiana Avenue was no longer a part of this project. Passed on first reading at a regular meeting held on August 5, 2011 and advertised in the BEACH HAVEN TIMES issue of August 10, 2011.

OPEN PUBLIC HEARING
CLOSE PUBLIC HEARING

Motion to adopt Ordinance 11-29 on Second Reading:

Motion: Knarre Ayes: Knarre Bayard Mancini

Second: Bayard Nays:

8. Second 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**

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

WHEREAS, Long Beach Township possesses several areas of open space and natural preservation areas within the Township for the benefit of the public at large; and

WHEREAS, the Township seeks to obtain the approval of the voters for expanding its natural open space program and the funding mechanisms for the same; and

WHEREAS, N.J.S.A. 40:12-15.7(a)(l)(a) provides that the governing body of any municipality may submit to the voters of the municipality in a general election a proposition authorizing imposition of an annual levy for an amount or at a rate deemed appropriate for any or all of the purpose of the acquisition of lands for conservation purposes; and

WHEREAS, N.J.S.A. 19:37-1 provides that the governing body of any municipality may ascertain the sentiment of the legal voters of the municipality upon any question or policy pertaining to the government or internal affairs thereof by the submission of such question to a vote of the electors in the municipality at any election to be held therein, by adopting at any regular meeting an ordinance or resolution requesting the clerk of the county to print upon the official ballots to be used at the next ensuing general election a certain proposition to be formulated and expressed in the ordinance or resolution in concise form; provided that such request shall be filed with the county clerk not later than 81 days previous to the election.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, as follows:

SECTION 1. The Board of Commissioners of the Township of Long Beach do hereby request that the following referendum question be placed on the November 2011 general election ballot:

OPEN SPACE CONSERVATION TRUST FUND REFERENDUM

Shall the Board of Commissioners of the Township of Long Beach adopt an ordinance establishing an "Open Space Conservation Trust Fund," which shall have the following provisions:

A. The Open Space Conservation Trust Fund shall be funded through the collection of local property taxes in the amount of an additional one (1) cent per hundred dollars of assessed value on the annual local property tax levy.

B. The aforementioned fund shall be designated solely for the purchase of property rights within the Township of Long Beach, including but not by way of limitation, fee simple acquisitions, easements, development rights, or any other lesser interest in real estate which will further the goal of property acquisitions of lands and property rights for conservation purposes, including all costs and expenses associated therewith.

C. Any property rights acquired through the Open Space Conservation Trust Fund shall not be sold or conveyed by the Township unless or until authorized by subsequent Public Referendum of the voters of the Township of Long Beach

EXPLANATORY STATEMENT

The proposed Open Space Conservation Trust Fund will be used to acquire property rights to preserve open space on developed or undeveloped areas in the Township of Long Beach. The purchase of property rights, including but not by way of limitation, fee simple acquisitions, easements, development rights, or any other lesser interest in real estate which will further the goal of property acquisitions of lands for conservation

purposes, including all of the Township's costs and expenses associated therewith, will be funded by a separate additional one (1) cent assessment per hundred dollars of assessed value on the annual local property tax levy, beginning in 2012. The funds raised will be used for no other purposes. The property acquired will be preserved for open space.

_____yes _____no

SECTION 2. The Board of Commissioners of the Township of Long Beach do hereby further request that the Ocean County Clerk to print the aforementioned question and explanatory statement on the official ballot for the Township of Long Beach for the General Election to be held in November 2011.

SECTION 3. A certified copy of this ordinance shall be forwarded to the Ocean County Clerk.

SECTION 4. This ordinance shall take effect immediately upon its enactment after second reading and publication as required by law.

Passed on first reading at a regular meeting held on August 5, 2011 and advertised in the BEACH HAVEN TIMES issue of August 10, 2011.

Lynda Wells, Municipal Clerk explained that this ordinance would authorize a public question on the November ballot to allocate one cent per hundred dollars of assessed value on the annual local property tax levy.

OPEN PUBLIC HEARING

Pat Kaletkowski, Brant Beach asked if this was the same thing that Barnegat Light had done and what property would the Township wish to acquire.

Mayor Mancini responded yes, explaining the Twp. would like to acquire any undeveloped property to preserve open space. He stated he would like to have a committee to make recommendations to the Commissioners.

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 11-30 on Second Reading:

Motion: Knarre Ayes: Knarre Bayard Mancini

Second: Bayard Nays:

9. First Reading Ordinance 11-31C: **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 §139-19 PERTAINS TO PEDDLING AND SOLICITING**

Lynda Wells, Municipal Clerk explained this would change the hours of solicitation from 9:00 am to 9:00 pm to 9:00 am to 7:00 pm.

Motion to approve Ordinance 11-31C on First Reading:

Motion: Knarre Ayes: Knarre Bayard Mancini

Second: Bayard Nays:

10. First Reading Ordinance 11-32: **BOND ORDINANCE AUTHORIZING THE REPAIR, RESTORATION AND/OR REPLENISHMENT OF VARIOUS BEACHES IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$1,000,000 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 \$950,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Lynda Wells, Municipal Clerk explained these funds would cover the Twp. share of the Federal Storm Protection Project, (4.5%) of the 19 million dollar project.

Motion to approve Ordinance 11-32 on First Reading:

Motion: Knarre Ayes: Knarre Bayard Mancini

Second: Bayard Nays:

11. First Reading Ordinance 11-33C: **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 §135-6 PERTAINS TO PEACE AND GOOD ORDER**

Lynda Wells, Municipal Clerk explained this would include prohibiting obscene gestures.

Motion to approve Ordinance 11-33C on First Reading:

Motion: Knarre Ayes: Knarre Bayard Mancini

Second: Bayard Nays:

ADOPTIONS AND APPROVALS

12. Resolution 11-0819.01(a&b): Approve the following events:

- a) Approve the LBI Fishing Club 65th Annual 'World Series of Surf Fishing Invitational Tournament – 9/24/11 from 6:30 am to 1:00 pm

WHEREAS, the Long Beach Island Fishing Club is holding its 65th Annual "World Series of Surf Fishing Invitational Tournament", on Saturday, September 24, 2011 between the hours of 6:30 a.m. and 1:00 p.m.; and

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

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

- b) Approve the Alliance for a Living Ocean annual beach cleanup, Sat. Sept 17, 2011 from 10:00 a.m. 1:00 p.m.

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

Alliance for a Living Ocean: Annual Beach Clean-up on September 17th between the hours of 10:00am and 1:00pm. at various locations in Long Beach Township. Staging areas: Holgate Parking Lot for the pick-up and return of supplies for volunteers. Volunteers will not be permitted to on the beachfront dunes.

Collected trash and recyclables shall be placed in the appropriate receptacles.

- 13. Resolution 11-0819.02(a&b):** a) Approve various changes to water and sewer accounts

WHEREAS, the following 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:

Block:	Lot:	Acct:	Year:	Cancel/Change	Amount:
12.16	2	4098-0 Sewer2011	Chge from duplex to single		\$531.00
13.05	2	4318-0 Sewer2011	Remove garbage disposal		\$ 168.75
23.04	6	7868-0 Sewer2011	Re-assess prop as land only		\$ 265.50

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.

- b) Approve a refund for a water and sewer account

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:
23.04	6	#4820-0	Lynn Andreades	\$162.00

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 issue this refund.

14. Resolution 11-0819.03: Authorize application to the Environmental Infrastructure Trust: Andy Baran
SFY2012-Barneгат Bay Initiative – Equipment

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE FINANCING PROGRAM, PROJECT #BBE2

WHEREAS, the Township of Long Beach, County of Ocean, New Jersey intends to file an application with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust for the SFY2012-Barneгат Bay Initiative - Equipment.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach, that Andrew Baran, Assistant Director of Public Works prepare the application, and Ralph H. Bayard, Commissioner of Public Works, Parks and Property, or Andrew Baran, Assistant Director of Public Works be authorized to act as the Authorized Representative to represent the Township of Long Beach in all matters relating to the project undertaken pursuant to the above-referenced New Jersey Environmental Infrastructure Loan to be executed with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust. The Authorized Representative may be contacted at the Township of Long Beach, 6805 Long Beach Boulevard, Brant Beach, NJ 08008 - (609) 361-6672.

15. Resolution 11-0819.04: Approve personnel actions

BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach:
Approve a paid FMLA/FLA leave for EH effective retro-active to August 6, 2011.
Acknowledge the end of a paid FMLA/FLA leave for EB effective retro-active to August 5, 2011.
Acknowledge the end of an unpaid FMLA/FLA for SL effective retro-active to July 7, 2011.

BEACH PATROL

Hire the following as a Seasonal Lifeguard at a rate of \$85.00 per day to be paid from the Lifeguard Salary & Wage effective August 20, 2011.

William Klimowicz

Hire the following as a Seasonal Lifeguard at a rate of \$76.67 per day to be paid from the Lifeguard Salary & Wage effective August 20, 2011.

Riley Francisco

Motion to approve Items 12 thru15 :

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

CONTRACTS AND AWARDS

16. Resolution 11-0819.05: Authorize the execution of a State Aid Agreement between the NJ DEP and the Twp. of Long Beach regarding the Shore Protection Project 6071-I

A RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF A STATE AID AGREEMENT BETWEEN THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION AND THE TOWNSHIP OF LONG BEACH REGARDING THE SHORE PROTECTION PROJECT

WHEREAS, the Federal Government, through the Army Corps of Engineers, has been authorized to participate in the construction and the periodic sand re-nourishment of a fifty-year shore protection project, Barnegat Inlet to Little Egg Inlet, Long Beach Island, New Jersey; and

WHEREAS, the NJ DEP Office of Engineering & Construction and the Army Corps of Engineers have entered into a Project Cooperation Agreement (PCA) for the initial construction and the periodic re-nourishment of the federally authorized fifty-year shore protection project; and

WHEREAS, the NJ DEP Office of Engineering & Construction and the Township of Long Beach desire to enter into the State Aid Agreement for the construction of all components of the beach and dune storm damage reduction project in the Township of Long Beach including periodic re-nourishment at intervals specified in the PCA along the ocean shorefront, if required, and performance of all other obligations set forth in the PCA; and

WHEREAS, the NJ DEP Office of Engineering & Construction has the full authority to perform all of its responsibilities for the project; and

WHEREAS, the Township of Long Beach has the full authority to perform all of its responsibilities for the project.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Township of Long Beach, County of Ocean and State of New Jersey hereby authorize the execution of the State Aid Agreement between the Township of Long Beach and the New Jersey Department of Environmental Protection for Project No. 6071-I: Barnegat Inlet to Little Egg Inlet, Long Beach Island, Brant Beach Section, New Jersey "Shore Protection Project".

17. Resolution 11-0819.06: Approve an Intergovernmental Agreement between Ocean County and the Twp. of Long Beach regarding the Beach Replenishment and Restoration Project for the Township (Shore Protection Project 6071-I)

A RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT WITH THE COUNTY OF OCEAN IN CONNECTION WITH THE BEACH REPLENISHMENT AND RESTORATION PROJECT FOR THE TOWNSHIP

WHEREAS, the restoration and preservation of the Township of Long Beach ocean beaches is essential to the preservation of the Township and the enjoyment of this unique resource by its residents; and

WHEREAS, the Federal Government and the State of New Jersey have agreed to provide the Township of Long Beach with funding to undertake a beach replenishment and restoration project subject to the Township securing 9% of the total cost of the project or \$1,662,500.00; and

WHEREAS, the project is necessary in order to protect and preserve the Township's beach ecosystem and to assure the continued use and enjoyment of the beachfront by the residents of the Township of Long Beach and the County and State in general; and

WHEREAS, the County of Ocean has agreed to enter into an Intergovernmental Agreement with the Township of Long Beach to provide funding for the project in an amount of one-half (1/2) of the Township's Municipal Share not to exceed the sum of \$831,250.00; and

WHEREAS, the Township of Long Beach desires to enter into said Intergovernmental Agreement with the County of Ocean to express their gratitude for the County's cooperation.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach, County of Ocean and State of New Jersey as follows:

1. That the Township Mayor and Clerk are hereby authorized to enter into and execute an Intergovernmental Agreement with the County of Ocean in order to secure funding from the County in an amount equal to one-half (1/2) of the Township's share not to exceed \$831,250.00 as hereinabove set forth.
2. Upon the adoption of the within resolution, the Clerk is authorized and directed to forward a certified copy of it to the Ocean County Board of Chosen Freeholders.

18. Resolution 11-0819.07: Approve an amendment to a contract for EB Fence, LLC, cancelling the portion of the contract pertaining to replacement of fencing around the Beach Haven Terrace Water Plant: reduction of original contract cost -\$35,404.00

WHEREAS, pursuant to Resolution 10-0820.11, a contract was awarded for the removal of the old fencing and the purchase, installation and delivery of new fencing for various Utility Plants of Long Beach Township to EB Fence, LLC, 23 Red Fox Trail, Sicklerville, NJ 08081 in an amount not to exceed Ninety Thousand Seven Hundred Sixty Two Dollars and Twenty Five Cents (\$90,762.25); and

WHEREAS, a portion of the contracted project for fencing around the Beach Haven Terrace Water Plant was cancelled; and

WHEREAS, as a result of the above-mentioned cancellation, the contract between Long Beach Township and EB Fence, LLC requires an amendment to the original contract cost by a reduction of Thirty Five Thousand, Four Hundred and Four Dollars (\$35,404.00) which was deducted from payment of purchase order # 10-02586 for EB Fence, LLC.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that the contract with EB Fence, LLC, 23 Red Fox Trail, Sicklerville, NJ 08081 is hereby amended by the cancellation of the purchase and installation of fencing for the Beach Haven Terrace Water Plant and the reduction of the original contract amount of Ninety Thousand Seven Hundred Sixty Two Dollars and Twenty Five Cents (\$90,762.25) by the amount of Thirty Five Thousand Four Hundred and Four Dollars (\$35,404.00).

19. Resolution 11-0819.08(a-c): Approve the purchase of various items, per state contract:
- a. Sanofi-Pasteur, Inc.: Fluzone Influenza Vaccine
\$15,351.88

RESOLUTION AUTHORIZING THE PURCHASE OF FLUZONE INFLUENZA VACCINE FOR THE LONG BEACH ISLAND HEALTH DEPARTMENT, PER STATE CONTRACT

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

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

WHEREAS, Sanofi Pasteur, Discovery Drive, Swiftwater, PA 18370-0187 has been awarded New Jersey State Contract No. 73936, Index #T-2276 for Influenza Vaccine, DHSS – Revised and effective for the period April 1, 2009 to March 31, 2013; and

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

WHEREAS, the actual cost of one (1) unit of Fluzone No Preserv Ten 0.5 mL Syringes shall not exceed One Hundred Thirteen Dollars and Three Cents (\$113.03), two (2) units of Fluzone No Preserv Ten 0.1ml Intradermal shall not exceed Three Hundred Nine Dollars Fifty Cents (\$309.50) and one hundred forty eight (148) units of Fluzone 5mL Multi-dose Vial shall not exceed Fifteen Thousand Seventy Two Dollars and Ninety Nine Cents (\$15,072.99), with reservation discount of One Hundred Forty Three Dollars and Sixty Four Cents (\$143.64), resulting in a combined total for all three vaccine types not to exceed Fifteen Thousand Three Hundred Fifty One Dollars and Eighty Eight Cents (\$15,351.88); and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this contract in the appropriation created by: Board of Health Other Expenses, Account #1-01-27-330-029.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach hereby authorizes the purchase of Fluzone Vaccine from Sanofi Pasteur in an amount not to exceed Fifteen Thousand Three Hundred Fifty One Dollars and Eighty Eight Cents (\$15,351.88);

- b. W.B. Mason: carpet and chairs for the Construction Office \$4,343.36

AUTHORIZE THE PURCHASE OF NEW CARPETING AND THE REMOVAL OF OLD CARPETING FOR THE LONG BEACH TOWNSHIP CONSTRUCTION DEPARTMENT, PER STATE CONTRACT

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

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

WHEREAS, W.B. Mason, 1350 South West Blvd., Vineland, NJ 08360 has been awarded New Jersey State Contract No. A69933, T-0408: Furniture, Office & Lounge, Non-Modular & Files, effective April 1, 2011 to September 30, 2011; and

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

WHEREAS, the actual cost for the purchase of new carpet and the removal of old carpeting shall not exceed Four Thousand Three Hundred Forty Three Dollars and Thirty Six Cents (\$4,343.36); and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this contract as an appropriation entitled Construction Furniture and Furnishings, Account # 1-01-22-195-057 for \$1,843.36 and Construction Furniture/Furnishings O/C Account # 1-01-22-195-257 for \$2,500.00.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach hereby authorizes the purchase of new carpet and the removal of old carpeting for the Construction Department from W.B. Mason, 1350 South West Blvd., Vineland, NJ 08360 in

an amount not to exceed Four Thousand Three Hundred Forty Three Dollars and Thirty Six Cents (\$4,343.36).

c. Global Industries c/o W.B. Mason: furniture for the Construction Office \$14,562.24

AUTHORIZE THE PURCHASE OFFICE FURNITURE FOR THE LONG BEACH TOWNSHIP CONSTRUCTION DEPARTMENT, PER STATE CONTRACT

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

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

WHEREAS, Global % W.B. Mason Co., Inc, 1350 S.W. Boulevard, Vineland, NJ 08360 has been awarded New Jersey State Contract No. A69980, T-0408: Furniture, Office & Lounge, Non-Modular & Files, effective April 1, 2011 to September 30, 2011; and

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

WHEREAS, the actual cost for the purchase of various office furniture shall not exceed Fourteen Thousand Five Hundred Sixty Two Dollars and Twenty Four Cents (\$14,562.24); and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this contract as an appropriation entitled Construction Furniture and Furnishings. Account #1-01-22-195-057.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach hereby authorizes the purchase of office furniture for the Construction Department from W.B. Mason Co., Inc, 1350 S.W. Boulevard, Vineland, NJ 08360 in an amount not to exceed Fourteen Thousand Five Hundred Sixty Two Dollars and Twenty Four Cents (\$14,562.24).

20. Resolution 11-0819.09: Approve a proprietary purchase of one (1) Outdoor Extended Range WI-FI Base Station for the Police Dept.: Packetalk \$14,400.00

WHEREAS, the provision/performance of goods/services regarding the purchase and installation of one (1) outdoor extended range WI-FI base station 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, Packetalk, LLC, 1128 Willow Avenue, Hoboken, NJ 07030, is able to provide the above noted outdoor extended range WI-FI base station in an amount not to exceed Fourteen Thousand Four Hundred Dollars (\$14,400.00), 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 Forfeited Property Trust; Account # G-02-40-993-001 in the amount of \$14,400.00.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach does hereby approve the proprietary purchase of (1) outdoor extended range WI-FI base station from Packetalk, LLC, 1128 Willow Avenue, Hoboken, NJ 07030 in an amount not to exceed Fourteen Thousand Four Hundred Dollars (\$14,400.00).

21. Resolution 11-0819.10: Approve the repair of a lifeguard boat by Barnegat Bay Wooden Boat Repair, per quote: \$3,593.45

RESOLUTION AUTHORIZING THE REPAIR OF ONE (1) HANKINS SKIFF (BOAT #1) FOR THE LONG BEACH TOWNSHIP BEACH PATROL, PER QUOTATION

WHEREAS, the Township of Long Beach has solicited quotations for the repair of Boat #1 for the Long Beach Township Beach Patrol; and

WHEREAS, in response to the solicitation of quotations, the following nine (9) businesses were contacted and the following quotations were received as noted:

- Grant Boat Works No Quote 8/16/11
- D&S Marine No Quote 8/16/11
- Causeway Marine No Quote 8/16/11
- Townsends Marine No Quote 8/16/11
- Marine Trades of NJ No Quote 8/16/11
- Wood's Boat Service \$102.50/hr for Labor 5/25/11
- Tom Timm No Quote 8/16/11
- David Beaton & Sons No Quote 8/16/11
- Barnegat Bay Wooden Boat Repair \$45.00/hr for Labor 8/2/11

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

WHEREAS, Jesse Hall d/b/a Barnegat Bay Wooden Boat Repair gave the lowest qualified quotation pursuant to the specifications; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by the Lifeguards Other Expense, Account # 1-01-28-380-026.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 19th day of August 2011, for the reasons aforesaid, that a purchase order be and is hereby authorized for issuance to:

Jesse Hall d/b/a
Barnegat Bay Wooden Boat Repair
65 Chestnut Way Circle
PO Box 316
Barnegat, NJ 08005

for the repair of Boat #1 Long Beach Township Beach Patrol in an amount not to exceed Three Thousand Five Hundred Ninety Three Dollars and Forty Five Cents (\$3,593.45) as per quote dated August 2nd, 2011.

22. Resolution 11-0819.11: Award a contract for the Stockton Avenue Paving Project, per bid: Mixalia Enterprises, NTE \$122,418.60

A RESOLUTION AWARDING A CONTRACT FOR THE 2010 D.O.T. ROAD RECONSTRUCTION / IMPROVEMENT PROJECT: RESURFACE STOCKTON AVENUE IN THE TOWNSHIP OF LONG BEACH, PER BID

WHEREAS, pursuant to N.J.S.A.40A:11-1 et seq., the Township of Long Beach has solicited bids for the 2010 D.O.T. Road Reconstruction / Improvement Project: Pave Stockton Avenue in the Township of Long Beach; and

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

WHEREAS, Mixalia Enterprises LLC, 420 Sycamore Avenue, Shrewsbury, NJ 07702 gave the lowest qualified bid as per the municipal engineer and the municipal attorney's review and certification.

WHEREAS, the Chief Financial Officer has certified the availability of funds for this contract available as an appropriation created by Ordinance 10-22 authorizing reconstruction of Stockton Avenue (DOT Project): Account #C-04-55-982-901 for \$122,418.60.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 19th day of August 2011, for the reasons aforesaid, that a contract be and is hereby awarded, subject to receipt of written authorization from the State of New Jersey Department of Transportation to:

Mixalia Enterprises, LLC
420 Sycamore Avenue
Shrewsbury, NJ 07702

for the 2010 D.O.T. Road Reconstruction / Improvement Project: Resurface Stockton Avenue in the Township of Long Beach in an amount not to exceed One Hundred Twenty Two Thousand Four Hundred Eighteen Dollars and Sixty Cents (\$122,418.60) as per the bid received August 9, 2011.

Motion to approve Items 16 thru 22:

Motion: Knarre Ayes: Knarre Bayard Mancini

Second: Bayard Nays:

FINANCIAL APPROVALS

23. Resolution 11-0819.12: Approve a Chapter 159:

2009 Recycling Tonnage Grant \$10,781.32

RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING AN AMENDMENT TO THE 2011 BUDGET TO ALLOW FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE AND APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159) 2009 RECYCLING TONNAGE GRANT

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof shall not have been determined at the time of the adoption of the budget; and

WHEREAS, N.J.S.A. 40A:4-87 further provides that the Director may approve the insertion of an appropriation item of an amount equal to any such special item of revenue making such item of revenue available for expenditure; and

WHEREAS, the State of New Jersey Department Solid Waste Administration has approved a 2009 Recycling Tonnage Grant in the amount of 10,781.32; and

WHEREAS, it is the desire of the Board of Commissioners of the Township of Long Beach to amend the 2011 Municipal Budget to provide for the insertion of this grant as a source of revenue and an expenditure appropriation.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey as follows:

1. That the Board of Commissioners does hereby authorize an amendment to the 2011 Municipal Budget to provide for the insertion of a Chapter 159 (N.J.S.A. 40A:4-87) Special Item of Revenue as follows:

GENERAL REVENUES

Miscellaneous revenues

Section F: Special Items of General Revenue anticipated with prior written consent of the Director of Local Government Services – public and private revenues offset with appropriations:

2009 RECYCLING TONNAGE GRANT : \$10,781.32

2. That the Board of Commissioners does hereby further authorize an appropriation of an equal sum under the caption of:

GENERAL APPROPRIATION:

(A) OPERATIONS – Excluded from CAPS:

Public and private programs offset by revenues:

2009 RECYCLING TONNAGE GRANT : \$10,781.32

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

DATED: August 19, 2011

MOTION: KNARRE

SECOND: BAYARD

VOTE: AYES: KNARRE, BAYARD, MANCINI

NAYES:

ABSENT:

ABSTAIN:

24. Resolution 11-0819.13(a&b): Approve various change orders:

(a) Approve a change order for the 2010 Water Main Replacement Project, NJEIT # 1517001-010;

(+) \$26,260.32

RESOLUTION AUTHORIZING A CHANGE ORDER FOR THE 2010 WATER MAIN INSTALLATION PROJECT IN THE TOWNSHIP OF LONG BEACH

WHEREAS P&A Construction Co., Inc, was awarded a contract for the 2010 Water Main Replacement Project 1517001-010 in the Township of Long Beach pursuant to Resolution 11-0204.07(b), in the amount of One Million Three Hundred Sixteen Thousand Three Hundred Twenty Dollars and Two Cents (\$1,316,320.02) on February 4th 2011; and

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

WHEREAS, these changes resulted in the following change order:

- Change Order #1 \$97,130.90 approved pursuant to Resolution 11-0610.11(e)

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

WHEREAS, as a result of additional unforeseen subsurface conditions, wherein the exact location of the water services as well as other utilities were unknown, the Contractor incurred additional costs of excavation to locate services and adjust the main location as a result of utility conflicts and to provide additional fittings and extensions as a result of deteriorated existing water main conditions and a provision for a 1 ½ " meter pit size; and

WHEREAS, these changes have resulted in Change Order #2 of the original contract and has been approved and certified by the Municipal Engineer. Said detailed Certification contains all the facts associated with this Change Order in accordance with state statutes and is attached hereto.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach at a regular scheduled meeting, (not less than two-thirds (2/3) of the members thereof affirmatively concurring) this 19th day of August 2011 that P&A Construction Co., Inc., PO Box 28, Colonia, NJ 07067 be and is hereby awarded Change Order #2 in an amount not to exceed Twenty Six Thousand Two Hundred Sixty Dollars and Thirty Two Cents (\$26,260.32) for payment of the additional work required to complete the 2010 Water Main Installation Project 1517001-010 in the Township of Long Beach.

(b) Approve a change order for the 2009 Sewer

Main Replacement Project. NJEIT #S340023-02; (+)

\$10,892.51

RESOLUTION AUTHORIZING A CHANGE ORDER FOR THE 2009 SEWER MAIN INSTALLATION PROJECT IN THE TOWNSHIP OF LONG BEACH

WHEREAS P&A Construction Co., Inc, was awarded a contract for the 2009 Sewer Main Installation Project #S340023-02 in the Township of Long Beach per Resolution 10-0409.09(b), in the amount of One Million Five Hundred Fifty Five Thousand Five Hundred Seventy Five Dollars and Forty Cents (\$1,555,575.40); and

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

WHEREAS, these changes resulted in the following change order:

- Change Order #1 \$173,552.32 approved pursuant to Resolution 11-0610.11(c)

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

WHEREAS, as a result of additional unforeseen subsurface conditions, wherein the exact location of the existing utilities and services as well as other utilities were unknown, the Contractor incurred additional costs of excavation to locate utilities and adjust same as a result of utility conflicts; and

WHEREAS, these changes have resulted in Change Order #2 of the original contract and has been approved and certified by the Municipal Engineer. Said detailed Certification contains all the facts associated with this Change Order in accordance with state statutes and is attached hereto.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach at a regular scheduled meeting, (not less than two-thirds (2/3) of the members thereof affirmatively concurring) this 19th day of August 2011 that P&A Construction Co., Inc., PO Box 28, Colonia, NJ 07067 be and is hereby awarded Change Order #2 in an amount not to exceed Ten Thousand Eight Hundred Ninety Two Dollars and Fifty One Cents (\$10,892.51) for payment of the additional work required to complete the 2009 Sewer Main Installation Project #S340023-02 in the Township of Long Beach.

25. Resolution 11-0819.14: Approve Bills & Payroll

Bills in the amount of: \$2,020,591.30

Payrolls in the amount of: \$ 632,924.05

**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 \$ 632,924.05.

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 \$2,020,591.30 be and the same are hereby authorized to be paid on August 19, 2011.

2. The said approved payroll amounting to the sum of \$ 632,924.05 be and the same are hereby authorized to be paid on August 19, 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 Items 23 thru 25:

Motion: Knarre Ayes: Knarre Bayard Mancini

Second: Bayard Nays:

Mayor Mancini stated the Treasurer's Report for the month of July 2011 was on file in the Municipal Clerk's Office.

COMMISSIONERS' REPORTS

Commissioner Knarre announced tax bills were mailed and due August 29th and announced the concert on August 23rd, the Brew Crew.

Mayor Mancini announced the next meeting of the Board of Commissioners would take place on Friday, September 9, 2011 at 4:00 p.m. at which time public hearings would be held for Ordinances 11-31C, 11-32 and 11-33C.

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

Mayor Mancini reported for the Police Dept. urging everyone to follow signage regarding traffic for bicycles, speed limit is 25 MPH, and a reminder that there should be no commercial traffic on Ocean Blvd. He also mentioned that pedestrians should cross at a traffic signal intersection.

Mayor Mancini finally announced registration for Reverse 9-1-1 is available for residents on the Police Dept. website – LBTPD.org

OPEN PUBLIC SESSION

William Boseski, Brant Beach asked where when the beach project would start and end.

Mayor Mancini responded funding is in place and the project will begin at 31st St. and run thru to 57th Street.

CLOSE PUBLIC SESSION

Motion for adjournment at 4:24 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