

MINUTES
REGULAR SESSION BOARD OF COMMISSIONERS September 11, 2015

Flag Salute

Meeting came to order: 4:03 p.m.
Clerk called the roll: Mayor Joseph H. Mancini
Commissioner Ralph H. Bayard
Commissioner Joseph P. Lattanzi
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

PRESENTATION:

Promote to the rank of Sergeant: Police Officer James M. Hartmann

Remarks were made by Chief Bradley and Mayor Mancini swore in Sgt. Hartmann

PROCLAMATIONS

Constitution Week: September 17-23, 2015

PROCLAMATION
CONSTITUTION WEEK

SEPTEMBER 17TH THROUGH 23RD 2015

WHEREAS, our Founding Fathers, in order to secure the blessings of liberty for themselves and their posterity, did ordain and establish a Constitution for the United States of America; and

WHEREAS, it is of the greatest importance that all citizens fully understand the provisions and principles contained in the Constitution in order to support, preserve, and defend it against all encroachment; and

WHEREAS, this is the two-hundred twenty-eighth anniversary of the signing of the Constitution and the rights, privileges, and responsibilities it affords; and

WHEREAS, the independence guaranteed to American citizens, whether by birth or naturalization, should be celebrated by appropriate ceremonies and activities during Constitution Week, September 17 through 23, 2015, as designated by proclamation of the President of the United States of America in accordance with Public Law 915.

NOW, THEREFORE, BE IT RESOLVED, that Board of Commissioners of the Township of Long Beach, County of Ocean, in the State of New Jersey, does hereby proclaim the week of September 17th through September 23rd as Constitution Week in Long Beach Township and urge all citizens to reflect during that week on the many benefits of our Federal Constitution and American Citizenship.

ORDINANCES & PUBLIC HEARINGS

1. Second Reading Ordinance 15-39: **BOND ORDINANCE AUTHORIZING THE REMOVAL AND/OR REPLACEMENT OF EXISTING SANITARY SEWER MAINS IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$4,700,000 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 \$4,700,000; 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 \$4,700,000; and
- (b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$4,700,000.

Section 3. The sum of \$4,700,000, to be raised by the issuance of bonds or bond anticipation notes is 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 \$4,700,000 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. All or a portion of the bonds authorized to be issued hereunder may evidence one or more loans from the New Jersey Department of Environmental Protection and/or the New Jersey Environmental Infrastructure Trust, under an Application for Financial Assistance (Project No. S340023-06) submitted by the Township to said entities (collectively, the "Application").

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 \$4,700,000 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 \$950,000.

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	Removal and Replacement of Existing Sanitary Sewer Main, including but not limited to Laterals, Manholes and Pavement Restoration; together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto, all as more particularly described in the Application on file in the Municipal Clerk's office.	\$4,700,000	\$0	\$4,700,000	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 \$4,700,000 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 proceed 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 the 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 13. 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 14. All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 15. 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 21, 2015

Date of Final Adoption: September 11, 2015

Pending Bond Ordinance 15-39 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 August 21, 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 08008, on September 11, 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 Municipal 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 REMOVAL AND/OR REPLACEMENT OF EXISTING SANITARY SEWER MAIN IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$4,700,000 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 \$4,700,000; 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 Removal and Replacement of Existing Sanitary Sewer Main, including but not limited to Laterals, Manholes and Pavement Restoration; together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto, all as more particularly described in the Application on file in the Municipal Clerk's office.	\$4,700,000	\$0	\$4,700,000	40 years

Appropriation: \$4,700,000
 Bonds/Notes Authorized: \$4,700,000
 Grants (if any) Appropriated: None
 Section 20 Costs: \$950,000
 Useful Life: 40.00 years

Bond Ordinance 15-39 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 September 11, 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 Municipal 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 REMOVAL AND/OR REPLACEMENT OF EXISTING SANITARY SEWER MAIN IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$4,700,000 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 \$4,700,000; 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 Removal and Replacement of Existing Sanitary Sewer Main, including but not limited to Laterals, Manholes and Pavement Restoration; together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto, all as more particularly described in the Application on file in the Municipal Clerk's office.	\$4,700,000	\$0	\$4,700,000	40 years

Appropriation: \$4,700,000
 Bonds/Notes Authorized: \$4,700,000
 Grants (if any) Appropriated: None
 Section 20 Costs: \$950,000
 Useful Life: 40.00 years

Passed on first reading at a regular meeting held on August 21, 2015 and advertised in the BEACH HAVEN TIMES issue of August 27, 2015.

OPEN PUBLIC HEARING
 CLOSE PUBLIC HEARING

Motion to adopt Ordinance 15-39 on Second Reading:

Motion: Lattanzi

Ayes: Lattanzi, Bayard, Mancini

Second: Bayard

Nays:

2. Second Reading Ordinance 15-40: **AN ORDINANCE OF THE TOWNSHIP OF LONG BEACH VACATING THE PUBLIC INTEREST IN A PORTION OF A CERTAIN 15 FOOT ALLEY LYING BETWEEN LOTS 1 AND 2 IN BLOCK 15.141 LOCATED IN THE TOWNSHIP OF LONG BEACH, OCEAN COUNTY, NEW JERSEY**

STATEMENT OF PURPOSE

THIS ORDINANCE VACATES A 15 FOOT UNNAMED ALLEY WAY LYING BETWEEN LOTS 1 AND 2 IN BLOCK 15.141

WHEREAS, N.J.S.A. 40:67-1 et seq. authorizes a municipality to vacate the public interest in any public street, highway, lane or alley or any part thereof; and

WHEREAS, N.J.S.A. 40:67-19 states that where there has been a dedication of lands as a public place and the same has not been accepted or opened by the municipality, the governing body may, by Ordinance, release and extinguish the public right arising from the dedication; and

WHEREAS, the Board of Commissioners of the Township of Long Beach finds and determines that the fifteen (15) foot alley way as further and particularly described in Section 2 of this Ordinance is not needed for any public purpose and that the public interest therein should be vacated and extinguished.

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. Statutory Authority:

This Ordinance is enacted pursuant to the authorization provided in N.J.S.A. 40:67-1 et seq.

Section 2. Findings and Vacation:

The portion of a fifteen (15) foot alley way located in the Township of Long Beach, Ocean County, New Jersey, described as follows:

All that certain lot, tract or parcel of land and premises, situate, lying and being in the Township of Long Beach, County of Ocean, State of New Jersey and being more particularly described as follows:

Beginning at a point of intersection formed by the Westerly Right-Of-Way (R.O.W.) Line of an unnamed Fifteen Foot Wide Alley with the Northerly R.O.W. Line of 34th Street (50 Foot Wide R.O.W.). Said point also being distant South 50°45'00" East, 75.00 Feet from the intersection formed by the Northerly R.O.W. Line of 34th Street with the Easterly R.O.W. Line of Long Beach Boulevard (100 Foot Wide R.O.W.). Running thence:

1. Along said Westerly R.O.W. Line, North 39°15'00" East, 75.00 Feet to a point opposite the property corner for Lots 2 and 13, Block 15.141; thence
2. South 50°45'00" East, 15.00 Feet to a point in the Easterly R.O.W. of the unnamed Fifteen Foot Wide Alley. Said point also being on the common property corner of Lots 2 and 13, 15.141; thence
3. Along said Easterly R.O.W. Line and the Westerly property line of Lot 2, Block 15.141, South 39°15'00" West, 75.00 Feet to a point in the Northerly R.O.W. Line of 34th Street; thence
4. Along said Northerly R.O.W. Line, North 50°45'00" West, 15.00 Feet to the point and place of beginning.

Containing: 1.125 SF/0.026 Ac.

Being intended to describe a new vacation of a portion of an existing Fifteen Foot Wide Alley between Lots 1 and 2, Block 15.141. Said unnamed alley being further shown on Sheet No. 21 of the Long Beach Township Tax Map.

Subject to covenants, restrictions and easements, if any, of record, except those that have expired by their own limitations.

Section 3. Within sixty (60) days of the effective date of this ordinance, the Township Clerk shall file a certified true copy of this ordinance and a copy of the proof of publication with the office of the Ocean County Clerk.

Section 4. If any section, paragraph, subsection, clause or provision of this Ordinance shall be declared invalid by a court or competent jurisdiction, such decision shall not affect the validity of this Ordinance as a whole or any part thereof.

Section 5. All ordinances or parts of ordinances of the Township of Long Beach heretofore adopted that are inconsistent with any of the terms and provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

Section 6. This ordinance shall take effect immediately upon final passage. Notice of adoption shall be published as provided by law.

Passed on first reading at a regular meeting held on August 21, 2015 and advertised in the BEACH HAVEN TIMES issue of August 27, 2015.

OPEN PUBLIC HEARING
CLOSE PUBLIC HEARING

Motion to adopt Ordinance 15-40 on Second Reading:

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

3. Second Reading Ordinance 15-41C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" CREATING IN CHAPTER 51-5 A NEW PARAGRAPH D CONCERNING OCEANFRONT LOTS**

STATEMENT OF PURPOSE

This Ordinance adds a new paragraph "D" in Chapter 51-5 of the Code, providing clarification concerning buildable and/or non-buildable oceanfront lots in Long Beach Township.

THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY DOES ORDAIN:

SECTION I

Chapter 51.5. of the "Code of the Township of Long Beach" is hereby amended by the addition of a new paragraph "D", which shall read as follows:

- D. Any lot in the beach dune area which has the oceanfront building line traverse the property, or has the easterly property lot line immediately adjacent to a non-buildable vacant lot or parcel of land located east of the oceanfront building line, shall be considered a lot fronting on the ocean and subject to the provisions of this Chapter and Chapter 205 of the Code of Long Beach Township. If the oceanfront building line does not traverse the property, then the maximum setback from the ocean front shall be one of the following, whichever is greater:
1. Easterly property lot line.
 2. Pronounced uniformity in the alignment of existing buildings within the block.

SECTION II

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

SECTION III

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

SECTION IV

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

Passed on first reading at a regular meeting held on August 21, 2015 and advertised in the BEACH HAVEN TIMES issue of August 27, 2015.

OPEN PUBLIC HEARING
CLOSE PUBLIC HEARING

Motion to adopt Ordinance 15-41C on Second Reading:

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

ADOPTIONS & APPROVALS

4. Resolution 15-0911.01(a&b): Approve various Special Events
- a) 69th Annual World Series of Surf Fishing Tournament: September 26th; 6am-1pm
 - b) Cycle 4 Awareness: Bike-Athon, September 27th; 8am-2pm on Long Beach Blvd.

RESOLUTION 15-0911.01(a)

WHEREAS, the Long Beach Island Fishing Club is holding its 69th Annual "World Series of Surf Fishing Invitational Tournament", on Saturday, September 26, 2015 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 and Loveladies sections of the Township.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners grants permission subject to receipt of the required Hold Harmless documentation, BEACH CONDITIONS PERMITTING, and waives the beach buggy fees for this special event.

RESOLUTION 15-0911.01(b)

WHEREAS, the following event is scheduled to be held in the Township of Long Beach as follows:

<u>HOST</u>	<u>DESCRIPTION</u>	<u>TIME & DATE(S)</u>
Cycle 4 Awareness Barnegat Light to Holgate on Long Beach Blvd	Bike-Athon	September 27, 2015 From 8am-2pm

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

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.

5. Resolution 15-0911.02: Authorize the acquisition of various goods via the Federal Surplus Property 1033 Program

RESOLUTION 15-0911.02

A RESOLUTION OF THE TOWNSHIP OF LONG BEACH
AUTHORIZING THE ACQUISITION OF PERSONAL PROPERTY VIA THE
FEDERAL SURPLUS PROPERTY 1033 PROGRAM

WHEREAS, pursuant to Resolution 14-0307.06, the Governing Body of the Township of Long Beach approved and authorized participation in 1033 Program as permitted by the Secretary of Defense who has deemed eligible Law Enforcement Agencies (LEA) may apply to and participate in the 1033 Program whereby qualified LEA's may screen available personal property and request the ownership of selected personal property(s) be transferred to said LEA; and

WHEREAS, the Township of Long Beach intends to acquire certain personal property from the Department of Defense during the 2015 calendar year; and

WHEREAS, to acquire personal property under this program established by the United States Department of Defense under 10 U.S.C. §2576, the New Jersey Office of Emergency Management LESO staff mandates an email request be sent to LPPLESO@gw.njsp.org providing specific information as to the personal property the Township wishes to obtain, submitted in the mandatory format.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach, County of Ocean, hereby authorizes the acquisition of personal property through the Federal Surplus Property 1033 Program as established by 10 U.S.C. §2576, and pursuant to Senate Bill No. 2364.

6. Resolution 15-0911.03: Approve various Water/Sewer changes

RESOLUTION 15-0911.03

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

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

<u>BLOCK</u>	<u>LOT/QUAL</u>	<u>ACCT #/ACCT</u>	<u>YEAR</u>	<u>CANCEL/CHANGE</u>	<u>AMOUNT</u>
4.19	12	1021-0 Water	2015	Standby Credit	\$ 56.00
12.23	16	4258-0 Sewer	2015	Standby Credit	\$100.00
15.98	4	5849-0 Sewer	2015	Standby Credit	\$206.00
23.03	12/C1	7837-0 Sewer	2015	Removed G.D.	\$149.00
23.03	12/C2	7838-0 Sewer	2015	Removed G.D.	\$152.00

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.

7. Resolution 15-0911.04: Approve various personnel matters

RESOLUTION 15-0911.04

Beach Patrol

Hire the following employee as a Seasonal Lifeguard at the rate of \$103.39 per day to be paid from Lifeguard Salary & Wage effective retro-active to August 12, 2015.

Alexander LaPilusa

Hire the following employees as Seasonal Part-Time Laborers at the rate of \$10.50 per hour to be paid from Lifeguard Salary & Wage effective September 14, 2015.

Kevin Behr

Francis Campana

Kyle Fallon

William Galese

Jonathan Harrison

Matthew Ihnken

Shawn McNally

Emily Olsen

Construction

Accept and Approve the resignation of the following employee effective retro-active to August 21, 2015.

Angela Ortiz

Hire the following employee as a permanent part-time clerk 1 at the rate of \$12.75 per hour to be paid from Construction Salary & Wage retro-active to August 24, 2015.

Sandra Lifson

Police

Hire the following employee as a Permanent Full-Time (contractual Step 1) Police Officer effective September 11, 2015 as per Department of Personnel Certified List No. OL151044 with a base Salary of \$41,201.50 to be paid from Police Salary & Wage.

Thomas Rubel

Hire the following employee to a Permanent Full-Time Police Sergeant effective September 11, 2015 as of Personnel Certified List PL150960 with a base salary of \$108,909.43 to be paid from Police Salary & Wage.

James Hartmann

Public Works

Accept and Approve the Service Retirement of the following employee effective retro-active to August 1, 2015.

Stephen Partridge

Accept and Approve the resignation of the following employee effective retro-active to September 5, 2015.

Dave Bavuso

Water/Sewer

Accept and Approve the resignation of the following employee effective September 18, 2015.

Ian Holden

Hire the following employee as a Permanent Full-Time Laborer 1 at the rate of \$37,000.00 per year to be paid from Water/Sewer Salary & Wage effective September 14, 2015.

Daniel Vickers

Motion to approve Items 4 thru 7:

Motion: Lattanzi

Ayes: Lattanzi, Bayard, Mancini

Second: Bayard

Nays:

PURCHASES, CONTRACTS & AWARDS

- 8. Resolution: 15-0911.05: Award a contract, per bid:
Farm-Rite, Inc. Two (2) John Deere Beach Tractors with
Loaders: \$185,650.00

RESOLUTION 15-0911.05

A RESOLUTION AWARDING A CONTRACT FOR THE PURCHASE OF TWO (2) BEACH TRACTORS WITH LOADERS FOR THE DEPARTMENT OF PUBLIC WORKS OF THE TOWNSHIP OF LONG BEACH, PER BID

WHEREAS, the Township of Long Beach has solicited bids for the purchase of two (2) beach tractors with loaders for the Department of Public Works; and

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

WHEREAS, Farm-Rite, Inc. gave the lowest qualified bid as per the Township's Qualified Purchasing Agent and Public Works Commissioner's review and approval; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by Ordinance 15-28 authorizing the acquisition of a beach tractor, account # C-04-56-132-901.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 11th day of September 2015, for the reasons aforesaid, that a contract be and is hereby awarded to:

Farm-Rite, Inc.
122 Old Cohansey Road
Shiloh, NJ 08353

For the purchase and delivery of two (2) Maxxum 115 Beach Tractors with 755 Loaders in the amount of One Hundred Eighty Five Thousand Six Hundred Fifty Dollars (\$185,650.00), 5-year warranty: 4,000 hours – full machine with travel time included, and delivery within 120 days of contract award pursuant to the bid received on September 3, 2015.

9. Resolution: 15-0911.06(a&b): Award various contracts for the Police Department, per state contract:
- a. SHI: CAD System and Standard Core Licenses
 - b. Dell: Computer hardware and equipment

RESOLUTION 15-0911.06(a)

A RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR THE PURCHASE OF A NEW COMPUTER AIDED DISPATCH (CAD) SYSTEM AND TWO (2) STANDARD CORE LICENSES FOR THE POLICE DEPARTMENT IN THE TOWNSHIP OF LONG BEACH

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, SHI International Corp. has been awarded New Jersey State Contract No. 89851 for Index #M0003: Software License and Related Services; effective September 1, 2015 through June 30, 2020; and

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

WHEREAS, the actual cost of a new CAD System and two (2) Standard Core Licenses for the Police Department is \$104,349.00; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this contract available as an appropriation created by Ordinance 15-38: Purchase New CAD System, Account #C-04-56-135-901.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that

SHI International Corp.
290 Davidson Avenue
Somerset, NJ 08873

be and hereby is awarded a contract for purchase of a new CAD System including software licenses, set-up, configuration, training and data integration in an amount not to exceed Ninety Nine Thousand Six Hundred Twenty Three Dollars (\$99,623.00) and two (2) Standard Core (hardware) Licenses for the Long Beach Township Police Department in an amount not to exceed Four Thousand Seven Hundred Twenty Six Dollars (\$4,726.00) pursuant to Quotation #10201143 dated 8/28/15 and Quotation #10165712 dated 8/21/15.

RESOLUTION 15-0911.06(b)

A RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR THE PURCHASE OF VARIOUS COMPUTER HARDWARE AND EQUIPMENT FOR THE COMPUTER AIDED DISPATCH (CAD) SYSTEM FOR THE POLICE DEPARTMENT IN THE TOWNSHIP OF LONG BEACH

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, Dell Marketing LP has been awarded New Jersey State Contract No. 70256 Index #M0483 WSCA Computer Contract: effective October 17, 2007 through September 30, 2015; and

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

WHEREAS, the actual cost of a computer hardware and equipment for the CAD System for the Police Department is \$73,581.87; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this contract available as an appropriation created by Ordinance 15-38: Purchase New CAD System, Account #C-04-56-135-901.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that

Dell Marketing LP
1 Dell Way / RR8-06
Round Rock, TX 78682

be and hereby is awarded a contract for purchase of computer hardware and equipment for the Police CAD System in an amount not to exceed Seventy Three Thousand Five Hundred Eighty One Dollars and Eighty Seven Cents (\$73,581.87) pursuant to Quotation #714269502 dated 8/28/15 and Quotation #714278324 dated 8/28/15.

RESOLUTION 15-0911.07(c)

A RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE BOROUGH OF BEACH HAVEN IN ACCORDANCE WITH N.J.S.A. 40:8A-1 ET SEQ. FOR THE PURCHASE OF A POLICE COMPUTER AIDED DISPATCH (CAD) SYSTEM

WHEREAS, the Shared Services Act, N.J.S.A. 40:8A-1 et seq. authorizes two or more municipalities to enter into a mutual service agreement for the provision of certain governmental services; and

WHEREAS, Section 4 of P.L.1973, c.208(C.40:8A-4) has been amended and approved as Chapter 356, on January 5, 1996 to authorize that such agreements can be adopted by Resolution; and

WHEREAS, pursuant to Resolution 15-0123.09(a) the Borough and the Township agreed that the Township would furnish to the Borough general police dispatching services, NCIC Look-Up Services, name and address property look-up services, and 911 emergency dispatching services in accordance with the provisions of the last contract and subject to increased cost to the Borough.

WHEREAS, the Township of Long and the Borough of Beach Haven have agreed to share the cost for the purchase of a Police Computer Aided Dispatch (CAD) System in accordance with the terms set forth in the Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey that the Mayor and the Municipal Clerk are hereby authorized to execute a Shared Services Agreement with the Borough of Beach Haven in the amount of Twenty Four Thousand Five Hundred Dollars (\$24,500.00) for the cost of a Police Computer Aided Dispatch (CAD) System, a copy of which is attached hereto, in accordance with the provisions of law.

10. Resolution 15-0911.07(a-c): Authorize a Shared Service Agreement with Beach Haven Borough, Ship Bottom Borough and Harvey Cedars Borough:
Police Computer Aided Dispatch System: LBT-Lead Agency

RESOLUTION 15-0911.07(a)

A RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE BOROUGH OF SHIP BOTTOM IN ACCORDANCE WITH N.J.S.A. 40:8A-1 ET SEQ. FOR THE PURCHASE OF A POLICE COMPUTER AIDED DISPATCH (CAD) SYSTEM

WHEREAS, the Shared Services Act, N.J.S.A. 40:8A-1 et seq. authorizes two or more municipalities to enter into a mutual service agreement for the provision of certain governmental services; and

WHEREAS, Section 4 of P.L.1973, c.208(C.40:8A-4) has been amended and approved as Chapter 356, on January 5, 1996 to authorize that such agreements can be adopted by Resolution; and

WHEREAS, pursuant to Resolution 13-1230.07(a) the Borough and the Township agreed that the Township would furnish to the Borough general police dispatching services, NCIC Look-Up Services, name and address property look-up services, and 911 emergency dispatching services in accordance with the provisions of the last contract and subject to increased cost to the Borough.

WHEREAS, the Township of Long and the Borough of Ship Bottom have agreed to share the cost for the purchase of a Police Computer Aided Dispatch (CAD) System in accordance with the terms set forth in the Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey that the Mayor and the Municipal Clerk are hereby authorized to execute a Shared Services Agreement with the Borough of Ship Bottom in the amount of Twenty Four Thousand Five Hundred Dollars (\$24,500.00) for the cost of a Police Computer Aided Dispatch (CAD) System, a copy of which is attached hereto, in accordance with the provisions of law.

RESOLUTION 15-0911.07(b)

A RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE BOROUGH OF HARVEY CEDARS IN ACCORDANCE WITH N.J.S.A. 40:8A-1 ET SEQ. FOR THE PURCHASE OF A POLICE COMPUTER AIDED DISPATCH (CAD) SYSTEM

WHEREAS, the Shared Services Act, N.J.S.A. 40:8A-1 et seq. authorizes two or more municipalities to enter into a mutual service agreement for the provision of certain governmental services; and

WHEREAS, Section 4 of P.L.1973, c.208(C.40:8A-4) has been amended and approved as Chapter 356, on January 5, 1996 to authorize that such agreements can be adopted by Resolution; and

WHEREAS, pursuant to Resolution 13-1230.07(b) the Borough and the Township agreed that the Township would furnish to the Borough general police dispatching services, NCIC Look-Up Services, name and address property look-up services, and 911 emergency dispatching services in accordance with the provisions of the last contract and subject to increased cost to the Borough.

WHEREAS, the Township of Long and the Borough of Harvey Cedars have agreed to share the cost for the purchase of a Police Computer Aided Dispatch (CAD) System in accordance with the terms set forth in the Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey that the Mayor and the Municipal Clerk are hereby authorized to execute a Shared Services Agreement with the Borough of Harvey Cedars in the amount of Seven Thousand Five Hundred Dollars (\$7,500.00) for the cost of a Police Computer Aided Dispatch (CAD) System, a copy of which is attached hereto, in accordance with the provisions of law.

RESOLUTION 15-0911.07(c)

A RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE BOROUGH OF BEACH HAVEN IN ACCORDANCE WITH N.J.S.A. 40:8A-1 ET SEQ. FOR THE PURCHASE OF A POLICE COMPUTER AIDED DISPATCH (CAD) SYSTEM

WHEREAS, the Shared Services Act, N.J.S.A. 40:8A-1 et seq. authorizes two or more municipalities to enter into a mutual service agreement for the provision of certain governmental services; and

WHEREAS, Section 4 of P.L.1973, c.208(C.40:8A-4) has been amended and approved as Chapter 356, on January 5, 1996 to authorize that such agreements can be adopted by Resolution; and

WHEREAS, pursuant to Resolution 15-0123.09(a) the Borough and the Township agreed that the Township would furnish to the Borough general police dispatching services, NCIC Look-Up Services, name and address property look-up services, and 911 emergency dispatching services in accordance with the provisions of the last contract and subject to increased cost to the Borough.

WHEREAS, the Township of Long and the Borough of Beach Haven have agreed to share the cost for the purchase of a Police Computer Aided Dispatch (CAD) System in accordance with the terms set forth in the Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey that the Mayor and the Municipal Clerk are hereby authorized to execute a Shared Services Agreement with the Borough of Beach Haven in the amount of Twenty Four Thousand Five Hundred Dollars (\$24,500.00) for the cost of a Police Computer Aided Dispatch (CAD) System, a copy of which is attached hereto, in accordance with the provisions of law.

11. Resolution 15-0911.08: Approve a one-year option to extend a contract:
Trinity Code Inspection: Oct 2015 through September 2016

RESOLUTION 15-0911.08

RESOLUTION AUTHORIZING THE EXTENSION OF A CONTRACT FOR THIRD PARTY INSPECTION SERVICES FOR THE TOWNSHIP OF LONG BEACH

WHEREAS, pursuant to Resolution 14-0912.09a dated September 12th 2014, the Township entered into an agreement, effective 10/1/14 through 9/30/15, procured by competitive bid, with the following vendor:

Trinity Code Inspection, LLC
735 Shunpike Road
Cape May, NJ 08204

WHEREAS, the said contract referred to specifications and fees and provided for a one-year option to extend the contract; and

WHEREAS, both parties have agreed to extend the contract for one year from October 1st 2015 through September 30th 2016 as follows:
Trinity Code Inspection, LLC shall provide third party inspection services at the rate of 85% of the fees established by Long Beach Township in Ordinance 10-42C for current inspections; the fee for inspection of existing open permits shall be \$25.00. Said rates

were contained in the bid submitted on September 4, 2014 to provide inspection services for electric, plumbing, & fire sub-codes for the Township of Long Beach; and

WHEREAS, the Resolution shall be deemed to be the extension and any changes in the original contract shall be incorporated hereby and this Resolution shall serve as the written contract extension.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach at their regularly scheduled meeting held Friday, September 11th 2015 that the aforesaid contract shall be and is hereby extended for a period of one year pursuant to the terms and conditions stated herein.

12. Resolution 15-0911.09: Authorize an extension for the execution of a contract: SL MacIntyre Underground

RESOLUTION 15-0911.09

A RESOLUTION OF THE TOWNSHIP OF LONG BEACH
AUTHORIZING THE EXTENSION OF CONTRACT EXECUTION FOR
EMERGENCY WATER & SEWER REPAIRS IN 2015

WHEREAS, N.J.S.A.40A:11-24.b. requires the full execution of a contract within 21 days (Sundays and holidays excepted) after the making of an award; and

WHEREAS, S.L. MacIntyre Underground, LLC was awarded a contract, per bid, for Emergency Repairs to Water/Sewer Systems in the Township of Long Beach pursuant to Resolution 15-0619.09; and

WHEREAS, the Board of Commissioners and S.L. MacIntyre Underground, LLC have agreed to an extension of time in order to accommodate the full execution of the above-noted agreement.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach, County of Ocean, hereby authorizes the extension of contract execution on a date no later than September 11, 2015; said contract shall be effective upon receipt of the required Performance Bond as per bid specifications.

Motion to approve Items 8 thru 12:

Motion: Lattanzi

Ayes: Lattanzi, Bayard, Mancini

Second: Bayard

Nays:

FINANCIAL APPROVALS

13. Resolution 15-0911.10: Approve various Performance Bond actions
a) Accept a Performance Bond LUB 4-13
b) Partial release of LUB 7-14

RESOLUTION 15-0911.10(a)

WHEREAS, the Township of Long Beach has received from Callan & Moeller Construction (TMB INC), Official Check #52513599-3 drawn on TD Bank, dated August 20, 2015 in the amount of Three Thousand Nine Hundred Twenty Seven Dollars (\$3,927.00), representing the required Performance Bond for Minor Subdivision #LUB-4-13, Block 10.17, Lots 1 and 12 (11601 Long Beach Boulevard, Haven Beach, NJ).

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

RESOLUTION 15-0911.10(b)

WHEREAS, pursuant to Resolution 14-0926.10(c), the Township of Long Beach accepted from Steven R. Eisenberg Treasurer's Check No. 042857 dated September 18, 2014 in the amount of Eighteen Thousand One Hundred Ninety Four Dollars (\$18,194.00) drawn on Shore Community Bank, as the required Performance Bond for Minor Sub-division #LUB-7-14, Block 7.18, Lot 9 (12914 Pacific Avenue); and

WHEREAS, upon inspection by the Municipal Engineer, it has been determined that the demolition has been completed and a partial release of the Performance Bond is recommended.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach approves a partial release of the Performance Bond in the amount of Eleven Thousand Seven Hundred Four Dollars (\$11,704.00) as per its Municipal Land Use Ordinance and as per the recommendation and certification of the Municipal Engineer.

14. Resolution 15-0911.11: Approve Bills & Payroll
Bills in the amount of: \$ 5,859,468.17
Payroll in the amount of: \$ 1,219,738.64

RESOLUTION 15-0911.11

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 \$ 1,219,738.64.

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 \$5,859,468.17 be and the same are hereby authorized to be paid on Friday, September 11, 2015.

2. The said approved payroll amounting to the sum of \$1,219,738.64 be and the same are hereby authorized to be paid on Friday, September 11, 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 13 and 14:

Motion: Lattanzi

Ayes: Lattanzi, Bayard, Mancini

Second: Bayard

Nays:

COMMISSIONERS' REPORTS

Commissioner Lattanzi stated the new Board of Health location could be ready in January 2016. He shared how great the new bus app for i-phones worked and that over 69,000 riders used the bus system this year.

Commissioner Bayard stated the new winter trash schedule would start next week. September 19th from 9-3 was Hazardous Waste Day for residents to dispose of such items at the Public Works Garage on 79th Street.

Mayor Mancini noted the next meeting of the Land Use Board would be held on Wednesday, October 14th at 7:00 pm in the upstairs multi-purpose room. He provided various updates from the Police Department; safety tips, vacant home program, beach buggy permits and awareness of school children and buses. The Mayor reflected on this 14th anniversary of the terror attacks on the World Trade Center, Pentagon and commercial airplanes.

Kyle Ominski provided an updated on the beach project.

OPEN PUBLIC SESSION

Peter Trainor/North Beach Haven felt the four-way stop intersection of Waverly and 18th Street in NBH could be dangerous as, often, vehicles don't observe the posted Stop Signs.

Mayor Mancini promised to look into the matter.

Jack Bushko/Brant Beach thanked the Commissioner of Public Works and all involved with the improvements to Bay View Park.

Bill Hudson/Holgate offered Information regarding the up-coming Triathlon special events. He thanked the Commissioners, Kyle Ominski and Lynda Wells in assisting in the process. He discussed a new (and hopefully annual) event; The Kite Festival, to take place from 10/9/15 through 10/12/15 in Barnegat Light, Ship Bottom, Brant Beach and Holgate. He reminded everyone of the Holgate Tax Payers annual BBQ on Saturday 9/12/15.

CLOSE PUBLIC SESSION

Motion for adjournment at 4:24 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