

MINUTES
REGULAR SESSION BOARD OF COMMISSIONERS SEPTEMBER 21, 2007

Flag Salute

Meeting came to order: 4:00 p.m.

Clerk called the roll: Mayor DiAnne C. Gove PRESENT
Commissioner Robert A. Palmer PRESENT
Commissioner Ralph H. Bayard PRESENT

Also in attendance: Bonnie M. Leonetti, Municipal Clerk
Katharine M. Shackleton, Esq.

Municipal Clerk announced: Notice of the time and place of this meeting has been posted in the office of the Municipal Clerk, published by the BEACH HAVEN TIMES on December 6, 2006; the PRESS OF ATLANTIC CITY on December 8, 2006; the ASBURY PARK PRESS on January 4, 2007; 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: Palmer Ayes: Bayard, Palmer, Gove
Second: Bayard Nays:

AGENDA

ORDINANCES/PUBLIC HEARINGS

1. Second Reading Ordinance 07-36C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997) IN CHAPTER 205 AS THE SAME PERTAINS TO ZONING**

Mayor Gove read a statement explaining the Land Use Board reviewed Ordinance 07-36C at its September 11th meeting and has no objection to the ordinance as written. The Ordinance had been created to support commercial properties. **Commissioner Bayard** noted less than 2% of Long Beach Township properties were designated commercial. He felt Ordinance 07-36C would not affect flooding issues, but would re-evaluate maximum impervious coverage on residential properties regarding the overall issue. **Commissioner Palmer** advised the public that the Governing Body was sensitive to their concerns and would reconsider the ordinance before adoption.

Motion to table Ordinance 07-36C:

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

2. First Reading Ordinance 07-37: **BOND ORDINANCE AUTHORIZING THE PURCHASE OF FOUR NEW TRUCKS FOR THE LONG BEACH TOWNSHIP PUBLIC WORKS DEPARTMENT FOR \$75,000.00 THEREFORE; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$71,200.00; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Motion to approve Ordinance 07-37 on First Reading:

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

3. First Reading Ordinance 07-38: **BOND ORDINANCE AUTHORIZING THE PURCHASE OF TWO NEW BEACH TRACTORS FOR THE LONG BEACH TOWNSHIP PUBLIC WORKS DEPARTMENT FOR \$150,000.00 THEREFORE; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$142,500.00; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Motion to approve Ordinance 07-38 on First Reading:

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

4. First Reading Ordinance 07-39: **BOND ORDINANCE AUTHORIZING THE PURCHASE OF A NEW SURF RAKE FOR THE LONG BEACH TOWNSHIP PUBLIC WORKS DEPARTMENT FOR \$51,000.00 THEREFORE; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$48,400.00; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Motion to approve Ordinance 07-39 on First Reading:

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

5. First Reading Ordinance 07-40: **A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$8,000.00 FROM THE CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AND APPROPRIATING THE SAME TO PROVIDE FOR THE PURCHASE OF A BOX SPREADER.**

Motion to approve Ordinance 07-40 on First Reading:

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

ADOPTIONS, APPROVALS, SUPPORT

6. Resolution 07-0921.01(a&b): Support various legislation:
(a.) Support the endorsement of the Green Acres, Farmland, Blue Acres, and Historic Preservation Bond Act of 2007 at the November 6th General Election

Mayor Gove noted this was needed to fund the continued protection of New Jersey's natural areas and cultural sites.

RESOLUTION 07-0921.01(a)

RESOLUTION ENDORSING THE "GREEN ACRES, FARMLAND, BLUE ACRES, AND HISTORIC PRESERVATION BOND ACT OF 2007"

WHEREAS, continued investment in open space, farmland and historic preservation is vitally important to the state, as it enhances New Jersey's economy, safeguards its remaining natural, agricultural, recreational and cultural resources and preserves its character; and

WHEREAS, New Jersey continues to face incredible pressure from development, losing over 40 acres of open space daily to new development projects; and

WHEREAS, protecting open spaces and improving community parks throughout the State, including urban areas, supports New Jersey state and local economies by stabilizing local property taxes and revitalizing communities; and

WHEREAS, the Garden State Preservation Trust, the financing authority for the Green Acres, Farmland, and Historic Preservation programs, is virtually depleted despite the continued need for the programs it makes possible; and

WHEREAS, on November 6, 2007, the voters of New Jersey will be asked to approve the Green Acres, Farmland, Blue Acres, and Historic Preservation Bond Act of 2007, which authorizes the state to issue \$200 million in bonds to fund New Jersey's preservation programs for one year and the Blue Acres program to purchase flood prone properties; and

WHEREAS, passage of the Bond Act is desperately needed to fund the continued protection of New Jersey's natural areas and cultural sites while a long-term funding solution for the Garden State Preservation Trust is determined and secured.

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. The municipality encourages the voters of New Jersey to vote yes on the Green Acres, Farmland, Blue Acres, and Historic Preservation Bond Act of 2007 on November 6, 2017,
2. The Municipal Clerk is hereby authorized to provide certified copies of this Resolution to the following:
 - Governor Jon Corzine, PO Box 001, Trenton, NJ 08625
 - State Senators
 - State Assemblypersons
 - Keep it Green c/o the NJ Audubon Society, 142 W. State Street, 4th Floor, Trenton, NJ 08608
 - Daily and weekly newspapers

(b.) Support the creation of a comprehensive, integrated National Catastrophe Plan

RESOLUTION 07-0921.01(b)

SUPPORT CREATION OF A COMPREHENSIVE INTEGRATED NATIONAL CASTASTROPHE FUND

WHEREAS, every U.S. city plays a vital frontline role in preparing and protecting their residents from the ravages of natural catastrophic events; and

WHEREAS, every state is vulnerable to natural catastrophes including hurricanes, tornadoes, floods, earthquakes, blizzards, and wildfires; and

WHEREAS, there is an increase in the incidence of major natural catastrophes and their increasingly costly nature; and

WHEREAS, there have been significant contraction in insurance availability and significant increase in costs for consumers; and

WHEREAS, Hurricanes Katrina, Rita, and Wilma, which struck the United States in 2005, caused well over \$200 billion in total economic losses, including both insured and uninsured losses; and

WHEREAS, the United States federal government has provided and will continue to provide billions of after-event appropriated dollars and resources to help our nation recover from catastrophes, including hurricanes, tornadoes, earthquakes, blizzards and other disasters, at huge cost to all American taxpayers; and

WHEREAS, the United States federal government has a critical interest in ensuring appropriate and fiscally responsible risk management and pre-planning for catastrophes through measures such as loss prevention and mitigation, improved public education and effective emergency management services; and

WHEREAS, the U.S. Congress has had under consideration, but taken no action on multiple proposals over the past decade to address natural catastrophic risk insurance, including the creation of a national catastrophe financial backstop program and revision of the Federal Tax Code to allow insurers to build tax-deferred catastrophe funds.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey strongly urges Congress to adopt legislation creating a comprehensive, integrated national catastrophe plan (which includes participation of states) to better prepare and protect American homeowners from inevitable, large-scale national catastrophes that includes a financial backstop supported by actuarially sound premiums to improve the availability of reasonably priced property and casualty insurance from private markets to homeowners throughout the nation.

7. Resolution 07-0921.02: Re-adopt the Floodplain Management Plan for Long Beach Township

Mayor Gove stated this was re-adopted as a planning document for the Township.

RESOLUTION 07-0921.02

A RESOLUTION RE-ADOPTING THE FLOODPLAIN MANAGEMENT PLAN FOR LONG BEACH TOWNSHIP

WHEREAS, the Township of Long Beach participates in the Community Rating System (CRS) program of the National Flood Insurance Program (NFIP); and

WHEREAS, the CRS program requires that a Floodplain Management Plan be formulated and adopted as a planning document to reduce flooding and repetitive flood losses; and

WHEREAS, this planning effort began August 1997 with the establishment of a Planning Committee adopted by Resolution 97-0905.05 on September 5, 1997; and the original Floodplain Management Plan was adopted on April 17, 1998 under Resolution 98-0417.03; and

WHEREAS, a document has been developed by the Committee titled a Floodplain Management Plan for Long Beach Township that contains an Action Plan for reducing flooding and flood losses and this Floodplain Management Plan and Action Plan was the subject of a public hearing on April 4, 1998 and since then has been reviewed, evaluated and updated each year at the annual Floodplain Management Committee Meeting. It was noted at this year's meeting that there have been no significant flood events since the Storm of 1992 and the overall plan and current action plan has been updated again this year.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach that the Floodplain Management Plan and Action Plan as discussed above are hereby readopted as a planning document for the Township of Long Beach; and

BE IT FURTHER RESOLVED, that the implementation of the Action Plan shall continue to be reviewed on a yearly basis by the Planning Committee.

8. Resolution 07-0921.03: Approve the submission of the Water Conservation and Drought Prevention Plan to the Department of Environmental Protection

Mayor Gove advised the plan had been prepared by the LBT Water Dept. with the assistance of the Township Solicitor.

RESOLUTION 07-0921.03

WHEREAS, the NJ Department of Environmental Protection requires an updated version of the Water Conservation & Drought Plan for the Township of Long Beach; and

WHEREAS, said plan has been prepared by the LBT Water Dept. with the assistance of the Township Solicitor.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach does hereby adopt the revised Water Conservation and Drought Plan and approves the submission of same to the NJDEP as required.

9. Resolution 07-0921.04: Approve personnel actions

Mayor Gove noted the various actions taken.

RESOLUTION 07-0921.04

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

BUILDING

Acknowledge the end of a paid leave of absence and return to work for MaryJane McGowan effective retro-active to September 10, 2007.

FINANCE

Accept the resignation tendered by Michael Baker and approve the requested termination of employment at the close of business September 25, 2007.

POLICE

Appoint the following as Special Law Enforcement Officer Class II as per Statute at a rate of \$15.00 per hour effective September 21, 2007.

Patrick Mazzella

PUBLIC WORKS

Acknowledge the end of an unpaid medical leave of absence and return to work for Suzette Meoni effective retro-active to September 20, 2007.

10. Resolution 07-0921.05: Authorize the rejection of all bids submitted for the NJEIT funded sewer main replacement project and the re-advertisement for new bids

Mayor Gove noted unavoidable delays due to a county paving project resulted in cost increases on various items, including in the original bid request.

RESOLUTION 07-0921.05

WHEREAS, on November 16, 2006 bids were received and opened by the Township of Long Beach for replacement of certain sewer mains located in Long Beach Township including certain sewer mains located in Long Beach Blvd; and

WHEREAS, the bids were opened and sent to the Township's Independent Engineers, Schoor DePalma, for engineering review and recommendation; and

WHEREAS, the low bid was received from P&A Construction, Inc., of Colonia, New Jersey and Schoor DePalma recommended the award of a contract to that bidder; and

WHEREAS, on December 15, 2006 Resolution No. 06-1215.13(b) awarded said contract to the successful bidder subject to New Jersey Environmental Infrastructure Trust approval; and

WHEREAS, by the time the Township of Long Beach received New Jersey Environmental Infrastructure Trust approval and forwarded the contract to P&A Construction, Inc., P&A Construction, Inc., refused to execute the contract without price increases on various items; and

WHEREAS, in the interim period the County of Ocean determined to repave certain parts of Long Beach Boulevard including parts where the sewer mains were to be installed; and

WHEREAS, such paving will further materially increase the price of the work; and

WHEREAS, Ocean County's repaving project increased the cost substantially by requiring a complete repaving of the lane which was excavated in order for the sewer main installation which additional costs have been estimated to be \$100,000.00 or more; and

WHEREAS, the New Jersey Environmental Infrastructure Trust has informed Long Beach Township that the maximum additional funding which can be provided will total only \$30,000.00 in addition to the already dedicated funds; and

WHEREAS, Schoor DePalma, Long Beach Township's independent engineers, on this project, have recommended because of the shortfall in financing that all bids be rejected at the present time and that authorization be given to readvertise for new bids.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach, a Municipal Corporation of the State of New Jersey, at a regular meeting held Friday September 21, 2007 that all bids shall be and are hereby rejected which were received for the replacement of sewer mains known as New Jersey Environmental Infrastructure Trust Project No. S340023-01; and

BE IT FURTHER RESOLVED, that authorization is hereby given for the preparation of new bid specifications and advertisement for new bids as soon as additional funding can be guaranteed by the New Jersey Environmental Infrastructure Trust for the expanded project.

11. Resolution 07-0921.06: Approve various changes to Water/Sewer accounts

RESOLUTION 07-0921.06

WHEREAS, the following Water/Sewer accounts require a change in their billing and/or classifications due to various reasons; and

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

Blk:	Lot:	Acct:	Year:	Cancel/change:	Amount:
1.91	3	684-0 Water	2007	To Standby	\$149.00
1.91	3	684-0 Sewer	2007	To Standby	409.00
15.93	9	5818-0 Sewer	2007	To Standby	409.00

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.

12. Resolution 07-0921.07: Approve temporary traffic regulations: Triathlon on September 23rd in Holgate

RESOLUTION 07-0921.07

WHEREAS, the Long Beach Township Board of Commissioners received a request from Linda Toretsky, President of the Lin Mark Computer Sports, Inc., 7 Westwood Drive, Mantua, NJ 08051 for permission to waive parking regulations on the following streets for the Endless Summer Triathlon sponsored by the organization that shall take place on Sunday, September 23, 2007 between the hours of 6:30 a.m. and 10:30 a.m.:

- Washington Avenue: entire length
- Pershing Avenue: entire length
- West Avenue: from Washington Avenue to Pershing Avenue

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach does hereby approve the waiver of parking regulations as described above.

Motion to approve Items 6 - 12:

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

CONTRACTS AND AWARDS

13. Resolution 07-0921.08: Award a contract for the purchase, installation and warranty of a new telephone system for the Municipal Complex, per state contract: Phonextra: \$124,981.21

Mayor Gove stated a portion of the cost would be covered by insurance and the remaining portion had been bonded.

RESOLUTION 07-0921.08

AUTHORIZE A CONTRACT WITH PHONEXTRA FOR THE PURCHASE, INSTALLATION AND WARRANTY OF A NEW TELEPHONE SYSTEM FOR THE MUNICIPAL COMPLEX OF THE TOWNSHIP OF LONG BEACH, 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, Phonextra, 15 Gardner Road, Fairfield, NJ 07004 has been awarded New Jersey State Contract No. A42285 for Telecommunications Equipment Wired effective February 1, 2005 to October 31, 2007; and

WHEREAS, the Commissioner of Public Works 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 Board of Commissioners of the Township of Long Beach approved the issuance of a Letter of Intent pursuant to Resolution 07-0803.05 in order to secure the proposed contract price; and

WHEREAS, the actual cost for the purchase, installation and warranty of a new telephone system for the Municipal Complex is One Hundred Twenty Four Thousand Nine Hundred Eighty One Dollars and Twenty One Cents (\$124,981.21); and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this contract in the appropriation created by: Ordinance 07-34.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that Phonextra be awarded a contract for the purchase, installation and warranty of a new telephone system for the Municipal Complex in an amount not to exceed One Hundred Twenty Four Thousand Nine Hundred Eighty One Dollars and Twenty One Cents (\$124,981.21).

Motion to approve Item 13:

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

FINANCIAL APPROVALS

14. Resolution 07-0921.09: Approve the release of a Performance Bond:
LUB-27-06: Blk. 23.06, Lots 10 - 16

RESOLUTION 07-0921.09

WHEREAS, the Township of Long Beach accepted from Thomas Keller pursuant to Resolution 06-1117.07, check #0249969 drawn on Bank of America and dated November 3, 2006, in the amount of Six Thousand Six Hundred Dollars (\$6,600.00) as a Performance Bond for Brown & Schmidt Minor Subdivision No. LUB-27-06, Block 23.06, Lots 10 - 16, High Bar Harbor, NJ; and

WHEREAS, upon final inspection by Municipal Engineer Frank J. Little, Jr., PE, PP, CME it was determined that a Maintenance Bond would not be required for this minor subdivision as the road had not been opened.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners authorize the release, as per the recommendation and certification of the Municipal Engineer, of the Performance Bond in the amount of Six Thousand Six Hundred Dollars (\$6,600.00) plus interest.

15. Resolution 07-0921.10: Approve Bills & Payroll

Bills in the amount of:	\$639,238.98
Payrolls in the amount of:	\$466,779.61

RESOLUTION 07-0921.10

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 \$466,779.61.

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 \$639,238.98 be and the same are hereby authorized to be paid on September 21, 2007.

2. The said approved payroll amounting to the sum of \$466,779.61 be and the same are hereby authorized to be paid on September 21, 2007.

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 14 - 15:

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

COMMISSIONERS' REPORTS

Commissioner Bayard thanked the Brant Beach Homeowner's Association for the Used Flag Drop Box they donated to the Township. The VFW would pick up and dispose of unwanted flags placed in the drop box.

Commissioner Palmer had no comments.

Mayor Gove announced the next meeting of the Board of Commissioners and the Land Use Board. She noted the traffic lights on Long Beach Blvd. would be changed to blinking amber on October 1st. She commented on the successful FEMA rated Emergency Management Drill of September 19th. She advised forty three executed Deeds of Easement had been received to date regarding the Beach Storm Protection Program, and that Senator Saxton continued to work to obtain funding for the program in Washington, DC.

OPEN PUBLIC SESSION

Zach Kerzner / Brighton Beach, Dick Jeffries / Beach Haven Terrace, Nacima Boukenna / North Beach, Cindy Zipf / Clean Ocean Action, Mary DeRogatis / North Beach, and Mary Turner / Garden Club provided suggestions to address / improve flooding conditions as related to impervious lot coverage.

Mayor Gove advised the **Municipal Engineer, Frank Little**, would look into their useful suggestions.

Ralph Lancellotti / Beach Haven Park, Ethan Zenger / Beach Haven Park and Bill Field / Brighton Beach discussed the proposal by a developer to construct additional homes in the Hideaway Bay section of Beach Haven Park and the construction of public rest facilities in Brighton Beach. They suggested the designated open space in Hideaway Bay be donated to Long Beach Township and designated as a public park, and asked if public hearings would be scheduled for public input before any decision was made.

Katharine M. Shackleton, Esq. explained land donations to the Township could result in additional ongoing costs to taxpayers for upkeep.

Mayor Gove and **Municipal Engineer, Frank Little** stated the Township had not been involved in negotiations between the developer and the Department of Environmental Protection. They advised the public would be able to attend any public hearings concerning the project.

Dick Jeffries / Beach Haven Gardens asked the Commissioners to consider providing rest room facilities at the Water / Sewer Treatment Plants to comply with D.E.P. regulations.

Katharine M. Shackleton, Esq. advised this would be a security concern as the Water / Sewer Treatment Plants were closely watched over as a result of the September 11th 2001 terrorist attacks.

Robert Irvine / Beach Haven Crest updated the public regarding membership in the LBT10 Taxpayers Association and its upcoming meeting. He asked the Commissioners to allow the public to review and comment on personnel actions prior to the public meeting as some actions carried financial obligations that could impact taxpayers.

Bill Kunz / Brant Beach read excerpts from recent articles in the Sandpaper and the Atlantic City Press newspapers regarding Philip Lloyd, a Beach Patrol employee. Mr. Kunz commented on Mr. Lloyd's paid leave of absence and asked questions regarding the various offices he has worked in since leaving his lifeguard position. He expressed his deep concern that Mr. Lloyd had stated the Long Beach Township beaches were unsafe and had requested an investigation into the matter. Mr. Kunz asked the Commissioners to hold a special meeting to address beach safety concerns. He stated Mr. Lloyd should not continue to work in the Long Beach Township administrative offices through October 31st as he was a seasonal employee and the summer season had concluded. He asked if Robert Greitz, Esq., personnel

counsel, had advised Commissioner Palmer to continue Mr. Lloyd's employment through October 31st, and if an investigation into beach safety would be conducted.

Commissioner Palmer replied that Mr. Lloyd had been placed in the offices where he was needed. He could not comment further on the matter on advice of legal counsel.

Mayor Gove said she would consider conducting an investigation into beach safety.

Bill Hutson / Holgate stated he would advocate an investigation into beach safety concerns, but not personnel matters.

Zack Kerzner / Brighton Beach advised the Commissioners to obtain all details and facts before speaking with the Department of Environmental Protection and the developer regarding the Hideaway Bay project. He was in favor of an investigation into the Long Beach Township Beach Patrol due to the frequency of lawsuits involving their personnel. He felt members of the public should respect the legal advice given to the Board of Commissioners regarding these matters.

Robert Irvine / Beach Haven Crest stated he had not commented on the attorneys.

Nacima Boukenna / North Beach asked for information on new Department of Environmental Protection rules and regulations.

Municipal Engineer, Frank Little responded the information should be made available within the next thirty days from the D.E.P.

Bill Field / Brighton Beach, Bill Knarre / Brant Beach and **Peter Trainor / North Beach Haven** asked for updated information concerning school funding. They noted proposed changes to school funding could mean increased costs to taxpayers. They asked the Commissioners to aggressively pursue the issue.

Commissioner Bayard provided a brief history of the school tax feasibility study process. He explained the new governing body in Beach Haven Borough was not interested in pursuing the matter. He stated legal counsel had advised him that with only one municipality of the six on Long Beach Island interested, there was no chance to prevail.

John Conolly / Beach Haven Crest stated the LBT10 Taxpayers Association wanted to bring pertinent information to its members. He added transparency was important to openness in local government.

CLOSE PUBLIC SESSION

Motion for adjournment at: 5:15 p.m.

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

Bonnie M. Leonetti, RMC, CMC
Municipal Clerk

DiAnne C. Gove, Mayor

Robert A. Palmer, Comm.

Ralph H. Bayard, Comm.