

MINUTES
REGULAR SESSION BOARD OF COMMISSIONERS OCTOBER 2, 2009
Flag Salute

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

Clerk called the roll: Mayor Joseph H. Mancini PRESENT
 Commissioner DiAnne C. Gove ABSENT
 Commissioner Ralph H. Bayard PRESENT

Also in attendance: Bonnie M. Leonetti, Municipal Clerk, Administrator
 Lynda J. Wells, Deputy Municipal Clerk
 Christopher DiFrancia, 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 January 7th 2009; the PRESS OF ATLANTIC CITY on January 3rd 2009; and the ASBURY PARK PRESS on December 23rd 2008; and filed with the Municipal Clerk.

Motion: To dispense with the reading of the minutes of the previous meetings of September 4th and 18th 2009 and to approve the same as recorded in the minute book:

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

AGENDA

ORDINANCES/PUBLIC HEARINGS

1. Second Reading Ordinance 09-17: **BOND ORDINANCE AUTHORIZING THE RECONSTRUCTION AND/OR RESURFACING OF PACIFIC AVENUE 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 \$60,000.

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 Pacific Avenue, 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	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 \$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 Ogden, Utah Service Center of 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: September 18, 2009

Date of Final Adoption: October 2, 2009

Notice of Pending Bond Ordinance 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 September 18, 2009. 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 Public Safety Building, 6805 Long Beach Boulevard, Brant Beach, New Jersey on October 2, 2009, at 4:00 P.M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Township Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: **BOND ORDINANCE AUTHORIZING THE RECONSTRUCTION AND/OR RESURFACING OF PACIFIC AVENUE 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**

<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 Pacific Avenue, 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	10 years

Appropriation: \$200,000

Bonds/Notes Authorized: \$190,000

Grants (if any) Appropriated: None

Section 20 Costs: \$60,000

Useful Life: 10 years

BONNIE M. LEONETTI, R.M.C., C.M.C.,

Municipal Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

Bond Ordinance 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 October 2, 2009 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Township Clerk's office at 6805 Brant Beach Boulevard, Brant Beach, New Jersey for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: **BOND ORDINANCE AUTHORIZING THE RECONSTRUCTION AND/OR RESURFACING OF PACIFIC AVENUE 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

<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 Pacific Avenue, 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	10 years
Appropriation:	\$200,000			
Bonds/Notes Authorized:	\$190,000			
Grants (if any) Appropriated:	None			
Section 20 Costs:	\$60,000			
Useful Life:	10 years			

BONNIE M. LEONETTI, R.M.C., C.M.C.,
Municipal Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

Passed on first reading at a regular meeting held on September 18, 2009, advertised in the BEACH HAVEN TIMES, issue of September 23, 2009.

OPEN PUBLIC HEARING

No comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 09-17 on Second Reading:

Motion: Bayard Ayes: Bayard, Mancini

Second: Mancini Nays:

2. Second Reading Ordinance 09-18: BOND ORDINANCE AUTHORIZING THE COMPLETION OF VARIOUS DRAINAGE IMPROVEMENTS IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$75,000 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 \$71,200; 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 \$75,000; and

(b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$71,200; and

(c) a down payment in the amount of \$3,800 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 \$71,200, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$3,800, 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 \$71,200 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 \$71,200 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 \$11,500.

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. Completion of Various Drainage Improvements in the Township, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$75,000	\$3,800	\$71,200	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 \$71,200 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 Ogden, Utah Service Center of 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: September 18, 2009

Date of Final Adoption: October 2, 2009

Notice of Pending Bond Ordinance 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 September 18, 2009. 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 Public Safety Building, 6805 Long Beach Boulevard, Brant Beach, New Jersey on October 2, 2009, at 4:00 P.M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Township Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: **BOND ORDINANCE AUTHORIZING THE COMPLETION OF VARIOUS DRAINAGE IMPROVEMENTS IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$75,000 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 \$71,200; 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. Completion of Various Drainage Improvements in the Township, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$75,000	\$3,800	\$71,200	15 years

Appropriation: \$75,000

Bonds/Notes Authorized: \$71,200

Grants (if any) Appropriated: None

Section 20 Costs: \$11,500

Useful Life: 15 years

BONNIE M. LEONETTI, R.M.C., C.M.C.

Municipal Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

Bond Ordinance 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 October 2, 2009 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Township Clerk's office at 6805 Brant 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 COMPLETION OF VARIOUS DRAINAGE IMPROVEMENTS IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$75,000 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 \$71,200; 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. Completion of Various Drainage Improvements in the Township, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$75,000	\$3,800	\$71,200	15 years

Appropriation: \$75,000
 Bonds/Notes Authorized: \$71,200
 Grants (if any) Appropriated: None
 Section 20 Costs: \$11,500
 Useful Life: 15 years

BONNIE M. LEONETTI, R.M.C., C.M.C.
 Municipal Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

Passed on first reading at a regular meeting held on September 18, 2009, advertised in the BEACH HAVEN TIMES, issue of September 23, 2009

OPEN PUBLIC HEARING

No comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 09-18 on Second Reading:

Motion: Bayard Ayes: Bayard, Mancini

Second: Mancini Nays:

3. Second Reading Ordinance 09-19: BOND ORDINANCE AUTHORIZING THE ACQUISITION OF A BULLDOZER FOR THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$120,000 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 \$114,000; 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 \$120,000; and

(b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$114,000; and

(c) a down payment in the amount of \$6,000 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 \$114,000, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$6,000, 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 \$114,000 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 \$114,000 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 \$1,000.

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. Acquisition of a bulldozer, together with the acquisition of all materials and equipment	\$120,000	\$6,000	\$114,000	15 years

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

Section 8. The supplemental debt statement provided for in Section 10 of the Local Bond Law, N.J.S.A. 40A:2-10, was duly filed in the office of the Clerk prior to the passage of this Bond Ordinance on first reading and a complete executed duplicate original thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. The supplemental debt statement shows that the gross debt of the Township, as defined in Section 43 of the Local Bond Law, N.J.S.A. 40A:2-43, is increased by this Bond Ordinance by \$114,000 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 Ogden, Utah Service Center of 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: September 18, 2009

Date of Final Adoption: October 02, 2009

Notice of Pending Bond Ordinance 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 September 18, 2009. 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 Public Safety Building, 6805 Long Beach Boulevard, Brant Beach, New Jersey on October 2, 2009, at 4:00 P.M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Township Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: **BOND ORDINANCE AUTHORIZING THE ACQUISITION OF A BULLDOZER FOR THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$120,000 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 \$114,000; 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. Acquisition of a bulldozer, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$120,000	\$6,000	\$114,000	15 years

Appropriation: \$120,000

Bonds/Notes Authorized: \$114,000

Grants (if any) Appropriated: None

Section 20 Costs: \$1,000

Useful Life: 15 years

BONNIE M. LEONETTI, R.M.C., C.M.C.

Municipal Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

Bond Ordinance 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 October 2, 2009 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Township Clerk's office at 6805 Brant 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 ACQUISITION OF A BULLDOZER FOR THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$120,000 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 \$114,000; 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. Acquisition of a bulldozer, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$120,000	\$6,000	\$114,000	15 years

Appropriation: \$120,000

Bonds/Notes Authorized: \$114,000

Grants (if any) Appropriated: None

Section 20 Costs: \$1,000

Useful Life: 15 years

BONNIE M. LEONETTI, R.M.C., C.M.C.

Municipal Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

Passed on first reading at a regular meeting held on September 18, 2009, advertised in the BEACH HAVEN TIMES, issue of September 23, 2009

OPEN PUBLIC HEARING

No comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 09-19 on Second Reading:

Motion: Bayard Ayes: Bayard, Mancini

Second: Mancini Nays:

4. Second Reading Ordinance 09-20: BOND ORDINANCE AUTHORIZING THE ACQUISITION OF A BEACH TRACTOR FOR THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$90,000 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 \$85,500; 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 \$90,000; and

(b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$85,500; and

(c) a down payment in the amount of \$4,500 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 \$85,500, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$4,500, 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 \$85,500 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 \$85,500 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 \$1,000.

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. Acquisition of a Beach Tractor, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$90,000	\$4,500	\$85,500	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 \$85,500 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 Ogden, Utah Service Center of 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: September 18, 2009

Date of Final Adoption: October 2, 2009

Notice of Pending Bond Ordinance 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 September 18, 2009. 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 Public Safety Building, 6805 Long Beach Boulevard, Brant Beach, New Jersey on October 2, 2009, at 4:00 P.M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Township Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: **BOND ORDINANCE AUTHORIZING THE ACQUISITION OF A BEACH TRACTOR FOR THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$90,000 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 \$85,500; 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. Acquisition of a Beach Tractor, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$90,000	\$4,500	\$85,500	15 years

Appropriation: \$90,000
 Bonds/Notes Authorized: \$85,500
 Grants (if any) Appropriated: None
 Section 20 Costs: \$1,000
 Useful Life: 15 years

BONNIE M. LEONETTI, R.M.C., C.M.C.

Municipal Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

Bond Ordinance 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 October 2, 2009 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Township Clerk's office at 6805 Brant 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 ACQUISITION OF A BEACH TRACTOR FOR THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$90,000 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 \$85,500; 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. Acquisition of a Beach Tractor, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$90,000	\$4,500	\$85,500	15 years

Appropriation: \$90,000
 Bonds/Notes Authorized: \$85,500
 Grants (if any) Appropriated: None
 Section 20 Costs: \$1,000
 Useful Life: 15 years

BONNIE M. LEONETTI, R.M.C., C.M.C.

Municipal Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

Passed on first reading at a regular meeting held on September 18, 2009, advertised in the BEACH HAVEN TIMES, issue of September 23, 2009

OPEN PUBLIC HEARING

No comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 09-20 on Second Reading:

Motion: Bayard Ayes: Bayard, Mancini

Second: Mancini Nays:

5. Second Reading Ordinance 09-21: **BOND ORDINANCE AUTHORIZING THE COMPLETION OF VARIOUS IMPROVEMENTS TO THE PUBLIC WORKS FACILITY IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$50,000 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 \$47,500; 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 \$50,000; and

(b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$47,500; and

(c) a down payment in the amount of \$2,500 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 \$47,500, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$2,500, 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 \$47,500 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 \$47,500 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 \$1,000.

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. Completion of Various Improvements to the Public Works Facility, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$50,000	\$2,500	\$47,500	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 \$47,500 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 Ogden, Utah Service Center of 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: September 18, 2009

Date of Final Adoption: October 2, 2009

Notice of Pending Bond Ordinance 09-21 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 September 18, 2009. 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 Public Safety Building, 6805 Long Beach Boulevard, Brant Beach, New Jersey on October 2, 2009, at 4:00 P.M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Township Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: **BOND ORDINANCE AUTHORIZING THE COMPLETION OF VARIOUS IMPROVEMENTS TO THE PUBLIC WORKS FACILITY IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$50,000 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 \$47,500; 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. Completion of Various Improvements to the Public Works Facility, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$50,000	\$2,500	\$47,500	15 years

Appropriation: \$50,000
 Bonds/Notes Authorized: \$47,500
 Grants (if any) Appropriated: None
 Section 20 Costs: \$1,000
 Useful Life: 15 years
 BONNIE M. LEONETTI, R.M.C., C.M.C.
 Municipal Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

Bond Ordinance 09-21 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 October 2, 2009 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Township Clerk's office at 6805 Brant 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 COMPLETION OF VARIOUS IMPROVEMENTS TO THE PUBLIC WORKS FACILITY IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$50,000 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 \$47,500; 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. Completion of Various Improvements to the Public Works Facility, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$50,000	\$2,500	\$47,500	15 years

Appropriation: \$50,000
 Bonds/Notes Authorized: \$47,500
 Grants (if any) Appropriated: None
 Section 20 Costs: \$1,000
 Useful Life: 15 years
 BONNIE M. LEONETTI, R.M.C., C.M.C.
 Municipal Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

Passed on first reading at a regular meeting held on September 18, 2009, advertised in the BEACH HAVEN TIMES, issue of September 23, 2009

OPEN PUBLIC HEARING

Greg Kopenhaver / Brant Beach thanked the Commissioners for making these improvements which were greatly appreciated by the surrounding residents.

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 09-21 on Second Reading:

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

6. Second Reading Ordinance 09-22: AN ORDINANCE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, APPROPRIATING \$17,500 FROM THE GENERAL CAPITAL FUND FOR ENGINEERING AND RELATED WORK FOR THE CLOSURE OF AN UNDERGROUND TANK

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 Capital Improvement Fund of the General Capital Fund the sum of \$17,500 for engineering and related work for the closure of an underground tank.

Section 2. It is hereby determined and stated that each of the improvements set forth in Section 1 above is a general capital improvement and is 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: September 18, 2009

Date of Final Adoption: October 2, 2009

NOTICE

Public Notice is hereby given that the foregoing Ordinance was introduced and passed on the first reading at a regular meeting of the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, held on Friday, September 18, 2009 at 4:00 p.m.

Further public notice is hereby given that said ordinance shall be considered for final passage and adoption at a regular meeting of the Board of Commissioners to be held on Friday, October 2, 2009 at 4:00 p.m. at the Public Safety Building, 6805 Long Beach Blvd., Brant Beach, NJ 08008.

CERTIFICATION

Public Notice is hereby given that the foregoing Ordinance was passed on final hearing and adopted at a regular meeting of the Board of Commissioners of the Township of Long Beach held on Friday, October 2, 2009 at 4:00 P.M. at the Public Safety Building, 6805 Long Beach Blvd., Brant Beach, NJ 08008.

Bonnie M. Leonetti, RMC, CMC
 Municipal Clerk

Passed on first reading at a regular meeting held on September 18, 2009, advertised in the BEACH HAVEN TIMES, issue of September 23, 2009

OPEN PUBLIC HEARING

No comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 09-22 on Second Reading:

Motion: Bayard Ayes: Bayard, Mancini

Second: Mancini Nays:

7. Second Reading Ordinance 09-23: AN ORDINANCE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, APPROPRIATING \$23,000 FROM THE GENERAL CAPITAL FUND FOR THE RESURFACING OF THE ALLEY BETWEEN 37TH AND 38TH STREETS IN THE TOWNSHIP TOWNSHIP OF LONG BEACH, NEW JERSEY 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 Capital Improvement Fund of the General Capital Fund the sum of \$23,000 for the resurfacing of the alley between 37th and 38th Streets in the Township.

Section 2. It is hereby determined and stated that each of the improvements set forth in Section 1 above is a general capital improvement and is 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: September 18, 2009

Date of Final Adoption: October 2, 2009

NOTICE

Public Notice is hereby given that the foregoing Ordinance was introduced and passed on the first reading at a regular meeting of the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, held on Friday, September 18, 2009 at 4:00 p.m.

Further public notice is hereby given that said ordinance shall be considered for final passage and adoption at a regular meeting of the Board of Commissioners to be held on Friday, October 2, 2009 at 4:00 p.m. at the Public Safety Building, 6805 Long Beach Blvd., Brant Beach, NJ 08008.

CERTIFICATION

Public Notice is hereby given that the foregoing Ordinance was passed on final hearing and adopted at a regular meeting of the Board of Commissioners of the Township of Long Beach held on Friday, October 2, 2009 at 4:00 P.M. at the Public Safety Building, 6805 Long Beach Blvd., Brant Beach, NJ 08008.

Bonnie M. Leonetti, RMC, CMC

Municipal Clerk

Passed on first reading at a regular meeting held on September 18, 2009, advertised in the BEACH HAVEN TIMES, issue of September 23, 2009

OPEN PUBLIC HEARING

No comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 09-23 on Second Reading:

Motion: Bayard Ayes: Bayard, Mancini

Second: Mancini Nays:

8. Second Reading Ordinance 09-24: BOND ORDINANCE AUTHORIZING THE COMPLETION OF VARIOUS IMPROVEMENTS TO THE NORTH BEACH SEWER STATION IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$250,000 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 \$250,000; 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 \$250,000; and

(b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$250,000.

Section 3. The sum of \$250,000, 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 \$250,000 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 \$250,000 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 \$37,500.

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. Completion of Various Improvements to the North Beach Sewer Station, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$250,000	\$0	\$250,000	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 \$250,000 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 Ogden, Utah Service Center of 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: September 18, 2009

Date of Final Adoption: October 2, 2009

Notice of Pending Bond Ordinance 09-24 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 September 18, 2009. 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 Public Safety Building, 6805 Long Beach Boulevard, Brant Beach, New Jersey on October 2, 2009, at 4:00 P.M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Township Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: **BOND ORDINANCE AUTHORIZING THE COMPLETION OF VARIOUS IMPROVEMENTS TO THE NORTH BEACH SEWER STATION IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$250,000 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 \$250,000; 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. Completion of Various Improvements to the North Beach Sewer Station, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$250,000	\$0	\$250,000	40 years
Appropriation:	\$250,000			
Bonds/Notes Authorized:	\$250,000			
Grants (if any) Appropriated:	None			
Section 20 Costs:	\$37,500			
Useful Life:	40 years			

BONNIE M. LEONETTI, R.M.C., C.M.C.
Municipal Clerk
This Notice is published pursuant to N.J.S.A. 40A:2-17.

Bond Ordinance 09-24 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 October 2, 2009 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Township Clerk's office at 6805 Brant 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 COMPLETION OF VARIOUS IMPROVEMENTS TO THE NORTH BEACH SEWER STATION IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$250,000 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 \$250,000; 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. Completion of Various Improvements to the North Beach Sewer Station, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$250,000	\$0	\$250,000	40 years
Appropriation:	\$250,000			
Bonds/Notes Authorized:	\$250,000			
Grants (if any) Appropriated:	None			
Section 20 Costs:	\$37,500			
Useful Life:	40 years			

BONNIE M. LEONETTI, R.M.C., C.M.C.
Municipal Clerk
This Notice is published pursuant to N.J.S.A. 40A:2-17.

Passed on first reading at a regular meeting held on September 18, 2009, advertised in the BEACH HAVEN TIMES, issue of September 23, 2009

OPEN PUBLIC HEARING

No comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 09-24 on Second Reading:

Motion: Bayard Ayes: Bayard, Mancini

Second: Mancini Nays:

9. Second Reading Ordinance 09-25: BOND ORDINANCE AUTHORIZING THE ACQUISITION OF VALVES FOR WATER MAINS IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$40,000 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 \$40,000; 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 \$40,000; and

(b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$40,000.

Section 3. The sum of \$40,000, 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 \$40,000 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 \$40,000 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 \$500.

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. Acquisition of Valves for Water Mains, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$40,000	\$0	\$40,000	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 \$40,000 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 Ogden, Utah Service Center of 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: September 18, 2009

Date of Final Adoption: October 2, 2009

Notice of Pending Bond Ordinance 09-25 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 September 18, 2009. 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 Public Safety Building, 6805 Long Beach Boulevard, Brant Beach, New Jersey on October 2, 2009, at 4:00 P.M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Township Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: **BOND ORDINANCE AUTHORIZING THE ACQUISITION OF VALVES FOR WATER MAINS IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$40,000 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 \$40,000; 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. Acquisition of Valves for Water Mains, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$40,000	\$0	\$40,000	15 years
Appropriation:	\$40,000			
Bonds/Notes Authorized:	\$40,000			
Grants (if any) Appropriated:	None			
Section 20 Costs:	\$500			
Useful Life:	15 years			

BONNIE M. LEONETTI, R.M.C., C.M.C.
Municipal Clerk
This Notice is published pursuant to N.J.S.A. 40A:2-17.

Bond Ordinance 09-25 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 October 2, 2009 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Township Clerk's office at 6805 Brant 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 ACQUISITION OF VALVES FOR WATER MAINS IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$40,000 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 \$40,000; 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. Acquisition of Valves for Water Mains, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$40,000	\$0	\$40,000	15 years
Appropriation:	\$40,000			
Bonds/Notes Authorized:	\$40,000			
Grants (if any) Appropriated:	None			
Section 20 Costs:	\$500			
Useful Life:	15 years			

BONNIE M. LEONETTI, R.M.C., C.M.C.
Municipal Clerk
This Notice is published pursuant to N.J.S.A. 40A:2-17.

Passed on first reading at a regular meeting held on September 18, 2009, advertised in the BEACH HAVEN TIMES, issue of September 23, 2009

OPEN PUBLIC HEARING

No comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 09-25 on Second Reading:

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

10. Second Reading Ordinance 09-26: **AN ORDINANCE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, APPROPRIATING \$40,000 FROM THE UTILITY CAPITAL FUND FOR THE ACQUISITION OF METER READING EQUIPMENT**

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 Capital Improvement Fund of the Utility Capital Fund the sum of \$40,000 for the acquisition of meter reading equipment.

Section 2. It is hereby determined and stated that each of the improvements set forth in Section 1 above is a general capital improvement and is 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: September 18, 2009

Date of Final Adoption: October 2, 2009

NOTICE

Public Notice is hereby given that the foregoing Ordinance was introduced and passed on the first reading at a regular meeting of the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, held on Friday, September 18, 2009 at 4:00 p.m.

Further public notice is hereby given that said ordinance shall be considered for final passage and adoption at a regular meeting of the Board of Commissioners to be held on Friday, October 2, 2009 at 4:00 p.m. at the Public

Safety Building, 6805 Long Beach Blvd., Brant Beach, NJ 08008.

CERTIFICATION

Public Notice is hereby given that the foregoing Ordinance was passed on final hearing and adopted at a regular meeting of the Board of Commissioners of the Township of Long Beach held on Friday, October 2, 2009 at 4:00 P.M. at the Public Safety Building, 6805 Long Beach Blvd., Brant Beach, NJ 08008.

Bonnie M. Leonetti, RMC, CMC
Municipal Clerk

Passed on first reading at a regular meeting held on September 18, 2009, advertised in the BEACH HAVEN TIMES, issue of September 23, 2009

OPEN PUBLIC HEARING

No comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 09-26 on Second Reading:

Motion: Bayard Ayes: Bayard, Mancini

Second: Mancini Nays:

11. Second Reading Ordinance 09-27: AN ORDINANCE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, APPROPRIATING \$29,000 FROM THE UTILITY CAPITAL FUND FOR THE ACQUISITION OF VARIOUS PIECES OF EQUIPMENT

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 Capital Improvement Fund of the Utility Capital Fund the sum of \$29,000 for the acquisition of various pieces of equipment, including, but not limited to, pumps, a road saw and compressors.

Section 2. It is hereby determined and stated that each of the improvements set forth in Section 1 above is a general capital improvement and is 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: September 18, 2009

Date of Final Adoption: October 2, 2009

NOTICE

Public Notice is hereby given that the foregoing Ordinance was introduced and passed on the first reading at a regular meeting of the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, held on Friday, September 18, 2009 at 4:00 p.m.

Further public notice is hereby given that said ordinance shall be considered for final passage and adoption at a regular meeting of the Board of Commissioners to be held on Friday, October 2, 2009 at 4:00 p.m. at the Public Safety Building, 6805 Long Beach Blvd., Brant Beach, NJ 08008.

CERTIFICATION

Public Notice is hereby given that the foregoing Ordinance was passed on final hearing and adopted at a regular meeting of the Board of Commissioners of the Township of Long Beach held on Friday, October 2, 2009 at 4:00 P.M. at the Public Safety Building, 6805 Long Beach Blvd., Brant Beach, NJ 08008.

Bonnie M. Leonetti, RMC, CMC
Municipal Clerk

Passed on first reading at a regular meeting held on September 18, 2009, advertised in the BEACH HAVEN TIMES, issue of September 23, 2009

OPEN PUBLIC HEARING

No comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 09-27 on Second Reading:

Motion: Bayard Ayes: Bayard, Mancini

Second: Mancini Nays:

12. Second Reading Ordinance 09-28: AN ORDINANCE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, APPROPRIATING \$5,000 FROM THE UTILITY CAPITAL FUND FOR THE ACQUISITION OF HEATING EQUIPMENT FOR WELL #13

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 Capital Improvement Fund of the Utility Capital Fund the sum of \$5,000 for the acquisition of heating equipment for Well #13.

Section 2. It is hereby determined and stated that each of the improvements set forth in Section 1 above is a general capital improvement and is 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: September 18, 2009

Date of Final Adoption: October 2, 2009

NOTICE

Public Notice is hereby given that the foregoing Ordinance was introduced and passed on the first reading at a regular meeting of the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, held on Friday, September 18, 2009 at 4:00 p.m.

Further public notice is hereby given that said ordinance shall be considered for final passage and adoption at a regular meeting of the Board of Commissioners to be held on Friday, October 2, 2009 at 4:00 p.m. at the Public Safety Building, 6805 Long Beach Blvd., Brant Beach, NJ 08008.

CERTIFICATION

Public Notice is hereby given that the foregoing Ordinance was passed on final hearing and adopted at a regular meeting of the Board of Commissioners of the Township of Long Beach held on Friday, October 2, 2009 at 4:00 P.M. at the Public Safety Building, 6805 Long Beach Blvd., Brant Beach, NJ 08008.

Bonnie M. Leonetti, RMC, CMC

Municipal Clerk

Passed on first reading at a regular meeting held on September 18, 2009, advertised in the BEACH HAVEN TIMES, issue of September 23, 2009

OPEN PUBLIC HEARING

No comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 09-28 on Second Reading:

Motion: Bayard Ayes: Bayard, Mancini

Second: Mancini Nays:

13. Second Reading Ordinance 09-29: AN ORDINANCE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, APPROPRIATING \$40,000 FROM THE UTILITY CAPITAL FUND FOR VARIOUS REPAIRS TO WELL #14

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 Capital Improvement Fund of the Utility Capital Fund the sum of \$40,000 for various repairs to Well #14.

Section 2. It is hereby determined and stated that each of the improvements set forth in Section 1 above is a general capital improvement and is 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: September 18, 2009

Date of Final Adoption: October 2, 2009

NOTICE

Public Notice is hereby given that the foregoing Ordinance was introduced and passed on the first reading at a regular meeting of the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, held on Friday, September 18, 2009 at 4:00 p.m.

Further public notice is hereby given that said ordinance shall be considered for final passage and adoption at a regular meeting of the Board of Commissioners to be held on Friday, October 2, 2009 at 4:00 p.m. at the Public Safety Building, 6805 Long Beach Blvd., Brant Beach, NJ 08008.

CERTIFICATION

Public Notice is hereby given that the foregoing Ordinance was passed on final hearing and adopted at a regular meeting of the Board of Commissioners of the Township of Long Beach held on Friday, October 2, 2009 at 4:00 P.M. at the Public Safety Building, 6805 Long Beach Blvd., Brant Beach, NJ 08008.

Bonnie M. Leonetti, RMC, CMC

Municipal Clerk

Passed on first reading at a regular meeting held on September 18, 2009, advertised in the BEACH HAVEN TIMES, issue of September 23, 2009

OPEN PUBLIC HEARING

No comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 09-29 on Second Reading:

Motion: Bayard Ayes: Bayard, Mancini

Second: Mancini Nays:

ADOPTIONS AND APPROVALS

14. Resolution 09-1002.01: Accept resignation of Commissioner DiAnne Gove

RESOLUTION 09-1002.01

RESOLUTION ACCEPTING THE RESIGNATION OF COMMISSIONER DIANNE C. GOVE

WHEREAS, at the last meeting of the Board of Commissioners of the Township of Long Beach held Friday September 18, 2009 the Honorable DiAnne C. Gove, announced her intention to resign from the Board of Commissioners in order that she would be able to run for and campaign for the New Jersey General Assembly seat left vacant by the resignation of Assemblyman Van Pelt; and

WHEREAS, although the Honorable DiAnne C. Gove, stated her intention to resign from the Board of Commissioners no written resignation has yet been received; and

WHEREAS, the Board of Commissioners of the Township of Long Beach wish to accommodate their fellow Commissioner DiAnne C. Gove, in her campaigning for and candidacy for the New Jersey General Assembly seat vacated by Assemblyman Van Pelt; and

WHEREAS, some formal action is necessary to formalize and have a formal record of Commissioner DiAnne C. Gove's resignation; and

WHEREAS, Monday October 5, 2009 is the next business day following this meeting.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach, at a Regular Meeting held Friday October 2, 2009 that the verbal intention stated by the Honorable DiAnne C. Gove, at the last meeting of the Board of Commissioners of the Township of Long Beach on Friday September 18, 2009 to resign from the Board of Commissioners shall be and is hereby accepted as a formal resignation to become effective as of Monday October 5, 2009; and

BE IT FURTHER RESOLVED, that her fellow Commissioners extend to the Honorable DiAnne C. Gove, their best wishes for her further and future endeavors both political and otherwise.

15. Resolution 09-1002.02(a&b): Approve various actions to Water accounts:
 a. Approve a change to a water account
 b. Approve a refund to a water account

RESOLUTION 09-1002.02(a)

WHEREAS, the following Water account requires a change in its billing and/or classification 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:
15.60	15/C1	5530-0 Water	2009	New Fixture Count	\$62.00

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 this change.

RESOLUTION 09-1002.02(b)

WHEREAS, the following Water account requires a refund in its billing due to an overpayment by the property owner who had been charged for an inaccurate fixture count; and

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

Blk:	Lot:	Acct:	Year:	Cancel/Change	Amount:
15.60	15/C1	5530-0 Water	2009	Adamczyk & Weinbach	\$62.00

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.

16. Resolution 09-1002.03: Designate Commissioner Bayard as Deputy Mayor and signatory for Municipal Accounts & financial documents

RESOLUTION 09-1002.03

NOW, THEREFORE, BE IT RESOLVED that Commissioner Ralph H. Bayard shall be and hereby is designated as the Deputy Mayor of the Township of Long Beach; and

BE IT FURTHER RESOLVED that funds withdrawn from the Township's authorized financial institutions shall be issued only upon warrants signed by the Mayor and by the Deputy Mayor, and by the original signature of the Chief Financial Officer.

17. Resolution 09-1002.04: Approve personnel actions

RESOLUTION 09-1002.04

BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach: Acknowledge the end of a Paid Military Leave of absence for Thomas Franks effective retro-active to September 30, 2009.

Approve an extension of an unpaid medical leave of absence for 30 days (September 25, 2009 to October 25, 2009) based on disability pension notification for MB.

Accept and approve a PERS Ordinary Disability Retirement for Lynn Haberek effective August 1, 2009.

BEACH PATROL

Correct the following Seasonal Laborer's rate of pay to \$15.35 per hour to be paid from the Lifeguard Salary & Wage effective retro-active to September 19, 2009.

Andrew Croft

WATER/SEWER

As per Ordinance # 07-50 approve the request from Nancy Fritz to use two weeks vacation time during the summer of 2010 due to extraordinary reasons. Dates are tentatively planned for July 1, 2010 thru July 15, 2010.

Bonnie M. Leonetti, Municipal Clerk / Administrator listed the proposed actions.

Motion to approve Items 14 - 17:

Motion: Bayard Ayes: Bayard, Mancini

Second: Mancini Nays:

CONTRACTS AND AWARDS

18. Resolution 09-1002.05: Approve an Interlocal Services Agreement with Ocean County for 966 reimbursement FY2010

RESOLUTION 09-1002.05

A RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT WITH THE COUNTY OF OCEAN FOR THE FY 2010 STATE 966 REIMBURSEMENT PROGRAM

WHEREAS, the Interlocal Services Act, N.J.S.A. 40:8A-1 et seq. authorizes two or more local units to enter into joint agreements for the provision of 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, the State FY 2010 966 Reimbursement Program is a program run by the Ocean County Sheriff's Department for the purpose of enhancing the County's ability to respond to and recover from emergencies at the Oyster Creek Nuclear Power Plant; and

WHEREAS, the New Jersey State Department of Law and Public Safety will provide supplemental funding to the County of Ocean, through the FY10 966 Program; and

WHEREAS, it is deemed to be in the public interest for the Township of Long Beach to execute such an agreement with the County of Ocean in accordance with the terms set forth in the said 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 Municipal Clerk are hereby authorized to execute an Interlocal Government Services Agreement with the County of Ocean for the State FY 2010 966 Reimbursement Program.

Bonnie M. Leonetti, Municipal Clerk / Administrator stated this program run was by the Ocean County Sheriff's Department for the purpose of enhancing the County's ability to respond to and recover from emergencies at the Oyster Creek Nuclear Power Plant.

19. Resolution 09-1002.06(a&b): Award various contracts, per quote:

- a. Emergency sanitary sewer main repairs
in North Beach: Shore Connection \$16,425.00
- b. Purchase ammunition for the Police Department:
T.J. Morris \$10,806.16

RESOLUTION 09-1002.06(a)

A RESOLUTION AWARDING A CONTRACT TO SUPPLY LABOR AND MATERIALS TO REPAIR A SANITARY SEWER MAIN IN THE NORTH BEACH SECTION OF LONG BEACH TOWNSHIP, PER QUOTATION

WHEREAS, in accordance with N.J.S.A. 40:A11-6.1, the Long Beach Township Water/Sewer Department solicited quotations to supply labor and materials for an emergency repair to a sanitary sewer main in the North Beach section of Long Beach Township; and

WHEREAS, in response to the invitation for solicitation three (3) quotations were received; and

WHEREAS, the quotations were reviewed by the Board of Commissioners of the Township of Long Beach and it was determined that Shore Connection, Inc. provided the lowest qualified quotation in accordance with the specifications, said quotation in the amount of Sixteen Thousand Four Hundred Twenty Five Dollars (\$16,425.00); and

WHEREAS, it is in the public interest of the Township of Long Beach to award a contract to Shore Connection, Inc. to supply labor and materials for emergency repairs to a sanitary sewer main in North Beach.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long, County of Ocean, State of New Jersey, at a regular meeting held this 2nd day of October 2009 that the Mayor and the Municipal Clerk are hereby authorized to execute a contract with Shore Connection, Inc, 304 Forge Road, Unit 10, West Creek, NJ 08092 in an amount not to exceed Sixteen Thousand Four Hundred Twenty Five Dollars (\$16,425.00).

RESOLUTION 09-1002.06(b)

A RESOLUTION AWARDING A CONTRACT FOR THE PURCHASE OF AMMUNITION FOR THE POLICE DEPARTMENT, PER QUOTATION

WHEREAS, in accordance with N.J.S.A. 40:A11-6.1, the Long Beach Township Police Department solicited quotations for the purchase of Federal Ammunition; and

WHEREAS, in response to the invitation for solicitation three (3) quotations were received; and

WHEREAS, the quotations were reviewed by the Board of Commissioners of the Township of Long Beach and it was determined that Thomas J. Morris, Jr., d/b/a Eagle Point Gun provided the lowest qualified quotation in accordance with the specifications, said quotation in the amount of Ten Thousand Eight Hundred Six Dollars and Sixteen Cents (\$10,806.16); and

WHEREAS, it is in the public interest of the Township of Long Beach to award a contract to Thomas J. Morris, Jr., d/b/a Eagle Point Gun for the purchase of Federal Ammunition for the Police Department; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by Interlocal Police: Other Expenses, Account #9-01-42-100-030.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long, County of Ocean, State of New Jersey, at a regular meeting held this 2nd day of October 2009 that the Mayor and the Municipal Clerk are hereby authorized to execute a contract with Thomas J. Morris, Jr., d/b/a Eagle Point Gun, 1707 Third Street, Thorofare, NJ 08086 in an amount not to exceed Ten Thousand Eight Hundred Six Dollars and Sixteen Cents (\$10,806.16).

20. Resolution 09-1002.07: Award a Proprietary contract:

Purchase parts to repair the surf rake: Davis Equipment Sales \$6,764.02

RESOLUTION 09-1002.07

A RESOLUTION AWARDING A PROPRIETARY CONTRACT FOR THE PURCHASE OF PARTS TO REPAIR THE BARBER SURF RAKE FOR THE PUBLIC WORKS DEPARTMENT OF THE TOWNSHIP OF LONG BEACH

WHEREAS, the provision or performance of goods or services for the purchase of parts, materials, and shipping to repair the Barber Surf Rake for the Public Works Department in Long Beach Township 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, Davis Equipment Sales, Inc. is able to provide parts, materials, and shipping to repair the Barber Surf Rake for the Public Works Department in an amount not to exceed Six Thousand Seven Hundred Sixty Four Dollars and Two Cents (\$6,764.02); and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriations created by: Public Works Other Expenses, account #9-01-26-302-026.

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

Davis Equipment Sales, Inc.
P.O. Box 607
12 West Avenue
Atlantic Highlands, New Jersey 07716

be awarded a proprietary contract for parts, materials, and shipping to repair the Barber Surf Rake for the Public Works Department in an amount not to exceed Six Thousand Seven Hundred Sixty Four Dollars and Two Cents (\$6,764.02).

21. Resolution 09-1002.08: Approve an amendment to a proprietary contract:
Mitchell Humphrey: Additional software conversion for the Construction Dept.: \$1,500.00

RESOLUTION 09-1002.08

WHEREAS, Resolution 09-0619.15(a) awarded a proprietary contract to Mitchell Humphrey and Company to provide new computer software, including application and software licensing, training and data conversion, and annual maintenance for the Construction / Zoning Department; and

WHEREAS, the volume of computer software on file in the Construction/Zoning Department exceeded the original estimate by Mitchell Humphrey and Company as it pertains to the cost of conversion of data to the new computer software application.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that the contract awarded to Mitchell Humphrey and Company, 11720 Borman Drive, Suite 310, St. Louis, MO 63146 for data conversion to the new computer software application be and is hereby amended by an increase of One Thousand Five Hundred Dollars (\$1,500.00) for additional and unforeseen data conversion costs.

22. Resolution 09-1002.09: Approve a proprietary contract:
Besam Automated Entrance System Corp:
5-year service agreement renewal @ \$3,234.00 per year

RESOLUTION 09-1002.09

A RESOLUTION AWARDING A PROPRIETARY MAINTENANCE AGREEMENT FOR AUTOMATED HANDICAPPED DOORS FOR THE PUBLIC WORKS DEPARTMENT OF THE TOWNSHIP OF LONG BEACH

WHEREAS, the provision or performance of goods or services for annual maintenance for the automated handicapped doors in Long Beach Township 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, Besam Entrance Solutions, 92 N. Main Street, P.O. Box 519, Windsor, NJ 08561 is able to provide annual maintenance for the automated handicapped doors for the Public Works Department in an amount not to exceed Three Thousand Two Hundred Thirty Four Dollars (\$3,234.00) per year, for a term not to exceed five (5) years; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by: Buildings and Grounds Other Expense, account #9-01-26-310-029 in the amount of \$934.25 and allowance will be made in all future budgets for the term of the contract.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that Besam Entrance Solutions be awarded a proprietary contract for annual maintenance for the automated handicapped doors in the Township of Long Beach in an amount not to exceed Three Thousand Two Hundred Thirty Four Dollars (\$3,234.00) per year, for a term not to exceed five (5) years.

Bonnie M. Leonetti, Municipal Clerk / Administrator advised this was for multiple doors.

Motion to approve Items 18 - 22:

Motion: Bayard Ayes: Bayard, Mancini

Second: Mancini Nays:

FINANCIAL APPROVALS

23. Resolution 09-1002.10: Authorize the release of a Performance Bond:
Waste Management

RESOLUTION 09-1002.10

RESOLUTION AUTHORIZING EXECUTION OF A RELEASE FOR WASTE MANAGEMENT OF NEW JERSEY, INC.

WHEREAS, Waste Management of New Jersey Inc., provided collection and disposal of solid waste and recyclable materials for the Township of Long Beach for the calendar years 2004, 2005, 2006, 2007 and 2008; and

WHEREAS, Waste Management of New Jersey, Inc., had posted a Performance Bond Number 5008293 annually; and

WHEREAS, for 2008 the Bond was in the amount of \$1,632,102.00; and

WHEREAS, as a surety on those Performance Bonds, Bond Safeguard Insurance Company had supplied the surety bond; and

WHEREAS, both Waste Management of New Jersey, Inc., and Bond Safeguard Insurance Company have requested the Township of Long Beach to release them from any of their obligations under those bonds; and

WHEREAS, those bonds are no longer required.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach, at a Regular Meeting held Friday October 2, 2009 that the Mayor be and is hereby authorized to execute a Release in favor of Waste Management of New Jersey, Inc., and Bond Safeguard Insurance Company in the form prepared by Counsel for Long Beach Township appended hereto.

Bonnie M. Leonetti, Municipal Clerk / Administrator noted Waste Management was our former trash contractor who had requested the Township release them from obligations under the bond.

24. Resolution 09-1002.11: Approve a Chapter 159: H1N1 Additional Funding \$23,257.00

RESOLUTION 09-1002.11

RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING AN AMENDMENT TO THE 2009 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) H1N1 ADDITIONAL FUNDING

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 has approved a grant in the amount of \$23,257.00; and

WHEREAS, it is the desire of the Board of Commissioners of the Township of Long Beach to amend the 2009 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 2009 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:

H1N1 ADDITIONAL FUNDING **\$23,257.00**

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

GENERAL APPROPRIATION:

OPERATIONS – Excluded from CAPS:

Public and private programs offset by revenues:

H1N1 ADDITIONAL FUNDING \$23,257.00

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.

Bonnie M. Leonetti, Municipal Clerk / Administrator stated the total funding for the H1N1 influenza vaccine was \$46,514.00.

25. Resolution 09-1002.12: Approve the cancellation of a tax levy:
Block 15.06 Lots 2 & 3: cancel taxes totaling \$16.26

RESOLUTION 09-1002.12

A RESOLUTION AUTHORIZING THE CANCELATION OF A TAX LEVY

WHEREAS, the Township of Long Beach received and accepted ownership confirmed by property deed #DB14410, P1872 on September 16th 2009 from the owner(s) of Block 15.06, Lots 2 & 3 located on Ocean Boulevard; and

WHEREAS, a tax exempt status will be established by the Long Beach Township Tax Assessor for the year 2010 for Block 15.06, Lots 2 & 3 located on Ocean Boulevard; and

WHEREAS, the exempt status for the remainder of 2009, as well as the cancelation of the remainder of tax billings for 2009 in the amount of Sixteen Dollars and Twenty Six Cents (\$16.26), must be approved.

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 Tax Collector is hereby authorized to cancel the remainder of tax billings for 2009 for Block 15.06, Lots 2 & 3 in the amount of Sixteen Dollars and Twenty Six Cents (\$16.26).

Bonnie M. Leonetti, Municipal Clerk / Administrator explained the oceanfront property was deeded to Long Beach Township for \$1.00. The property would now go into tax exempt status.

26. Resolution 09-1002.13: Approve Bills & Payroll
Bills in the amount of: \$2,094,330.40
Payrolls in the amount of: \$ 387,925.50

RESOLUTION 09-1002.13

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 \$387,925.50.

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 \$2,094,330.40 be and the same are hereby authorized to be paid on October 2, 2009.

2. The said approved payroll amounting to the sum of \$387,925.50 be and the same are hereby authorized to be paid on October 2, 2009.

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 - 26:

Motion: Bayard Ayes: Bayard, Mancini

Second: Mancini Nays:

Mayor Mancini invoked the Doctrine of Necessity in order to vote on the Southern Ocean County Hospital voucher.

COMMISSIONERS' REPORTS

Commissioner Gove was absent.

Commissioner Bayard announced hydrant flushing would begin in the coming week, and water mains would be back-flushed later in the month. Information was to be made readily available to the public through the Township website and local television Channel 22. He advised discoloration could be noticeable in the water during these events.

Mayor Mancini noted the next meetings of the Board of Commissioners and the Land Use Board. He advised brochures for various events were available in the back of the court room. He announced the United States Congress approved 4.8 million dollars in beach replenishment funding. He estimated that when funding from all sources was received, the final project would have a total budget of 7.3 million dollars. He felt the public bidding process for the project could begin upon approval of the Army Corp of Engineers. The Mayor hoped to be able to work on the replenishment project in conjunction with the Harvey Cedars Borough beach project. The Mayor extended his condolences to the family of an elderly gentleman who had recently succumbed in a house fire.

OPEN PUBLIC SESSION

John Connolly / Beach Haven Crest question who funded the H1N1 Vaccine, and when the funds for the adopted bond ordinances would be available.

Bonnie M. Leonetti, Municipal Clerk / Administrator explained the New Jersey State Department of Health and Senior Services provided the funding for the purchase of the vaccine and other related services, such as public clinics to administer the vaccine. She advised bond ordinances would be effective twenty days after final publication and capital ordinances would be effective ten days after final publication. She invited Mr. Connolly to obtain copies of the ordinances from the Municipal Clerk's Office.

Bill Hutson / Holgate announced five buses would be available for public transportation to Beach Haven for the annual Chowderfest. He thanked the many individuals and organizations who had worked together to prepare for the event.

Charlie Farrell / Loveladies was concerned that there had been numerous power outages recently in the northern sections of Long Beach Township. He asked the Commissioners to look into the matter. He was also concerned that Long Beach Boulevard in the Loveladies section was in need of paving.

Mayor Mancini and **Commissioner Bayard** asked Mr. Farrell to advise them of specific dates and times of the outages and they would contact Atlantic Electric to research the problem.

Mayor Mancini assured Mr. Farrell that he would contact the Ocean County Road Department regarding Long Beach Blvd.

Bob Irvine / Beach Haven Crest announced there would a meeting of the LBT 10 Taxpayers Association on Saturday in the Municipal Court Room.

CLOSE PUBLIC SESSION

Motion for adjournment at: 4:30 p.m.

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

Bonnie M. Leonetti, RMC, CMC
Municipal Clerk, Administrator

Joseph H. Mancini, Mayor

Ralph H. Bayard, Comm.

Absent
DiAnne C. Gove, Comm.