

**MINUTES**  
**REGULAR SESSION BOARD OF COMMISSIONERS OCTOBER 16, 2009**  
**Flag Salute**

Meeting came to order at 4:03 p.m.

Clerk called the roll: Mayor Joseph H. Mancini  
Commissioner Ralph H. Bayard

Also in attendance: Bonnie M. Leonetti, Municipal Clerk/Administrator  
Teresa S. Sgro, Asst. 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 7<sup>th</sup> 2009; the PRESS OF ATLANTIC CITY on January 3<sup>rd</sup> 2009; and the ASBURY PARK PRESS on December 23<sup>rd</sup> 2008; and filed with the Municipal Clerk.

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

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

**AGENDA**

**PRESENTATION:** Chief Bradley presented Patrol Officer Gerard Traynor with an award and Mayor Mancini presented him with a certificate for his heroic ocean rescue of two vacationers in North Beach Haven on September 20, 2009

**PROCLAIM:** Bonnie M. Leonetti announced October 28, 2009 Pretty in Pink Day in Long Beach Township, noting it will be the third year Township employees will participate in this Breast Cancer Awareness event.

**ORDINANCES/PUBLIC HEARINGS**

1. First Reading Ordinance 09-30C: **AN ORDINANCE AMENDING AN ORDINANCE entitled, "Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)" as the same in Chapter 43 pertains to Amusements and in Chapter 98 as pertains to Fortune-Telling, Phrenology and Palmistry.** Bonnie M. Leonetti, Municipal Clerk/Administrator explained this ordinance will require such business applicants to have background checks done.

Motion to approve Ordinance 09-30C on First Reading:

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

2. First Reading Ordinance 09-31C: **AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1977) AS THE SAME IN SECTION 205-11A PERTAINS TO MINIMUM FRONT YARD SETBACK REQUIREMENTS** Bonnie M. Leonetti, Municipal Clerk/Administrator stated this ordinance clarifies the determination of setbacks for corner lots.

Motion to approve Ordinance 09-31C on First Reading:

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

3. First Reading Ordinance 09-32C: **AN ORDINANCE AMENDING AN ORDINANCE entitled, "Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)" as the same in Chapter 47 pertains to Animals.** Bonnie M. Leonetti, Municipal Clerk/Administrator stated this clarifies that in the off season months, Oct. 1<sup>st</sup> to May 1<sup>st</sup>, dogs shall be allowed on public beaches except Bayview Park.

Motion to approve Ordinance 09-32C on First Reading:

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

4. **First Reading Ordinance 09-33C: AN ORDINANCE AMENDING AN ORDINANCE entitled, "Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)" as the same in Article III of Chapter 189 pertains to Handicapped Parking Zones.** Bonnie M. Leonetti, Municipal Clerk/Administrator stated this ordinance shall update the list of locations for handicap parking spaces designated within the Twp.

Motion to approve Ordinance 09-33C on First Reading:

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

**ADOPTIONS AND APPROVALS**

5. Resolution 09-1016.01: Require tow truck operators to carry photo I.D. cards

**RESOLUTION 09-1016.01**

**WHEREAS**, according to Chapter 183 of the Township Code, entitled Towing and Storage, towers are required to either re-license or re-certify in the months of November and December respectively; and

**WHEREAS**, the Long Beach Township Police Department has asked that beginning with November 2009, drivers of licensed towing companies shall be required to wear photo ID badges issued by the Township to ensure that they have been registered and their backgrounds and driving records have been cleared with the Township.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that each tower company/applicant shall be required to include, in either the re-licensing or re-certification process, two (2) 1 ½ x 1 ½ photos of a proposed driver's face so that the Long Beach Township Police Department can issue a photo ID badge to be worn at all times a driver is dispatched to tow for the Township; and

**BE IT FURTHER RESOLVED** that as a safety measure for the driving public, each time a new/different driver is to be utilized by a licensed towing company, a photo as described above, shall be

submitted for an ID badge to be issued and the usual background check must be done before a driver will be approved.

6. Resolution 09-1016.02: Authorize the establishment of a Green Team Advisory Committee pursuant to Sustainable Jersey certification (Bonnie M. Leonetti, Municipal Clerk/Administrator explained that this committee was a requirement by the state for participation in the Sustainable NJ Program).

#### **RESOLUTION 09-1016.02**

**WHEREAS**, the Township of Long Beach strives to save tax dollars, assure clean air and water, improve working and living environments to build a community that is sustainable economically, environmentally and socially; a community which would thrive well into the new century; and

**WHEREAS**, the Township of Long Beach wishes to build a model of government which benefits our residents now and into the future with green community initiatives which are easy to replicate and affordable to implement; and

**WHEREAS**, the Township of Long Beach wishes to build a model of government which benefits our residents now and into the future with green community initiatives which are easy to replicate and affordable to implement; and

**WHEREAS**, in an attempt to focus attention on green issues, the Township wishes to establish a green team advisory committee; and

**WHEREAS**, the Township wants to begin the focus on green issues by starting with audits of municipal operations and facilities first to pinpoint the most effective ways to reduce energy consumption; and

**WHEREAS**, the Township prioritizes green initiatives in-house solar with power exploration for municipal operations and establishing a green fleet policy and in our community to bolster safe non vehicular mobility and water conservation efforts, increasing recycling efforts and stormwater management and education.

**NOW, THEREFORE BE IT RESOLVED**, by the Township of Long Beach what we do hereby establish a Green Team Advisory Committee consisting of 6 to 10 members who shall be residents of employees of the Township of Long Beach, appointed annually dependent upon priority projects but whose initial term shall run through April 30, 2010. Additional members will be appointed as needed.

**BE IT ALSO RESOLVED**, by the Township of Long Beach that the mission goals and objectives of the green team through this date are established as follows:

**MISSION:** The Township of Long Beach Green Team Advisory Committee will advise the Township on ways to improve municipal operations with green initiatives which are economically and environmentally sound through research and evaluation.

#### **GOALS:**

- Submit a preliminary report and pointed recommendations to the Township by March 5, 2010 to include:
- Audits of the municipal operations – prioritize recommended actions based on the NJ Clean Energy program audit
- An evaluation of municipal fleet vehicles – recommended actions and timeline for developing a green fleet.
- Suggested best practices for greener municipal operations including: energy conservation efforts and green product purchasing.
- An educational program development and enhanced outreach via Power Point, TV and website development.

#### **OBJECTIVES:**

1. Collaborate with Township employees and other governmental agencies and service providers to share resource information and ideas consistent with the mission of the green team.
2. Encourage participation of all employees to solicit ideas of green initiatives.
3. Research and analyze green initiatives which make practical environmental and economic sense.
4. Develop strategies for sustainable green initiatives as defined above in municipal operations.
5. Research and develop sustaining economic incentives for program goals.

**NOW, THEREFORE BE IT FINALLY RESOLVED**, by the Township of Long Beach that the following persons are hereby appointed to the green team until April 30, 2010:

Angela Andersen – Team Leader – Recycling Coordinator, Long Beach Twp.

Andy Baran – Twp. Member Public Works Department

Ralph Bayard – Twp. Member – Commissioner, Long Beach Twp.

Lisa Jones – Township Member – CFO

Tim Hilferty – Township Member – LBI Health Department

Bonnie Leonetti – Township Member – Township Clerk/Administrator

Frank J. Little, Jr., - Township Engineer – Owen, Little & Associates

TBD – Regular Member – Environmental Commission

TBD – Regular Member – Citizen

TBD – Regular Member – Business/Private Sector

\*Additional citizen members and community sectors and/or municipal departments will be identified as priority projects are outlined and planned.

7. Resolution 09-1016.03: Correct error in minutes of 9-15-06 regarding Ordinance 06-27C - Bonnie M. Leonetti, Municipal Clerk/Administrator noted this ordinance had been amended but the original copy was drafted into the minutes in error.

#### **RESOLUTION 09-1016.03**

**WHEREAS**, at a regular public meeting of the Long Beach Township Board of Commissioners held August 18<sup>th</sup> 2006, Ordinance 06-27C was introduced and approved on first reading; and

**WHEREAS**, upon subsequent review by the Zoning / Construction Department it was determined various changes were required to the Ordinance; and

**WHEREAS**, said changes were effected by the passage of Resolution 06-0901.07 at the September 1<sup>st</sup> 2006 regular public meeting of the Long Beach Township Board of Commissioners; and

**WHEREAS**, Ordinance 06-07C was adopted as amended at the September 15<sup>th</sup> 2006 regular public meeting of the Long Beach Township Board of Commissioners; and

**WHEREAS**, due to an error in transcription, the official minutes of the September 15<sup>th</sup> 2006 regular public meeting, approved by a unanimous vote of the Governing Body, incorrectly included the introduced version of Ordinance 06-27C, not the subsequently amended and adopted document.

**NOW THEREFORE BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach that the official minutes, as recorded in the Minute Book, of the September 15<sup>th</sup> 2006 regular public meeting be adjusted to include amended Ordinance 06-27C as adopted on September 15<sup>th</sup> 2006.

8. Resolution 09-1016.04: Approve personnel actions

Bonnie M. Leonetti, Municipal Clerk/Administrator stated the various actions taken.

**RESOLUTION 09-1016.04**

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

Approve a paid/unpaid intermittent Family Leave of Absence (FLA) for S.B. effective October 16, 2009.

Approve an extension of an unpaid medical leave of absence for 30 days based on disability pension notification for MB.

Approve an extension of Health Benefits for 30 days based on disability pension notification for TH.

Approve a Temporary Transfer for Christopher Connors from the Beach Patrol Office to the Finance Office, both within the Dept. of Revenue & Finance, for three days each week effective November 1, 2009. This action is taken due to economic conditions and short staffing. Salary shall be pro-rated between the two offices.

Motion to approve Items 5 thru 8:

Motion: Bayard                      Ayes: Bayard, Mancini

Second: Mancini                      Nays:

**CONTRACTS AND AWARDS**

9. Resolution 09-1016.05: Award a contract for the purchase of miscellaneous trash receptacles/equipment to Best Litter Receptacles: 100+ new receptacles \$38,364.00

Bonnie M. Leonetti, Municipal Clerk/Administrator for the Public Works Dept. to place at various locations in the Twp.

**RESOLUTION 09-1016.05**

**AUTHORIZE A CONTRACT FOR THE PURCHASE OF TRASH AND RECYCLING CRADLES, LINERS AND LIDS FOR THE TOWNSHIP OF LONG BEACH, PER STATE CONTRACT**

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

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

**WHEREAS**, Best Litter Receptacle, Inc. has been awarded New Jersey State Contract No. 59073 for Park and Playground equipment & Parts (T0103) for the period expiring December 9, 2009; and

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

**WHEREAS**, the actual cost of 200 trash container cradles, 110 Blue Liners, 110 Green Liners, 110 Blue Lids, 110 Green Lids, and freight is Thirty Eight Thousand Three Hundred Sixty Four Dollars (\$38,364.00); and

**WHEREAS**, the Chief Financial Officer has certified the availability of funds for this contract in the appropriations created by: Clean Communities, Recycling Tonnage, and Recycling Revenue.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that Best Litter Receptacle, Inc., 221 Carolina Farms Blvd., Carolina Shores, NC 28467 be awarded a contract for the purchase of 200 trash container cradles, 110 Blue Liners, 110 Green Liners, 110 Blue Lids, 110 Green Lids, and freight as per state contract #59073 in an amount not to exceed Thirty Eight Thousand Three Hundred Sixty Four Dollars (\$38,364.00).

10. Resolution 09-1016.06: Award a contract for the purchase of lumber, hardware and materials for CDBG project - 111<sup>th</sup> St. ramp, per quote to Diamond M. Lumber Co., \$8,483.87

**RESOLUTION 09-1016.06**

**RESOLUTION AUTHORIZING A CONTRACT FOR THE PURCHASE OF LUMBER, HARDWARE AND MATERIALS FOR THE RECONSTRUCTION OF THE 111<sup>TH</sup> STREET HANDICAPPED RAMP IN THE TOWNSHIP OF LONG BEACH, PER QUOTE**

**WHEREAS**, in accordance with N.J.S.A. 40:A11-6.1, the Long Beach Township Beach Public Works Department solicited quotations for the purchase of lumber for the reconstruction of the 111<sup>th</sup> Street Handicapped Ramp; and

**WHEREAS**, in response to the invitation for solicitation two (2) quotations were received; and

**WHEREAS**, said quotations were reviewed by the Board of Commissioners of the Township of Long Beach and it was determined that Diamond M Lumber provided the lowest qualified quotation in accordance with the specifications, said quotation being Eight Thousand Four Hundred Eighty Three Dollars and Eighty Seven One Cents (\$8,483.87); and

**WHEREAS**, it is in the public interest of the Township of Long Beach to award a contract to Diamond M Lumber for the purchase of lumber for the reconstruction of the 111<sup>th</sup> Street Handicapped Ramp; and

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by Community Development Block Grant – Handicapped Beach Access CT-880-09.

**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 16th day of October 2009 that the Mayor and the Municipal Clerk are hereby authorized to execute a contract with Diamond M Lumber, 1883 Rt. 38, Southampton, NJ 08088 in an amount not to exceed Eight Thousand Four Hundred Eighty Three Dollars and Eighty Seven One Cents (\$8,483.87).

Motion to approve Items 9 & 10 :

Motion: Bayard                      Ayes: Bayard, Mancini

Second: Mancini                      Nays:

**FINANCIAL APPROVALS**

11. Resolution 09-1016.07: Approve 2009 supplemental funding for completion of a 2006 NJEIT project that replaced sanitary sewer along Connecticut Ave., Hobart Ave and Long Beach Blvd. \$387,984.00 Bonnie M. Leonetti, Municipal Clerk/Administrator explained this is additional funding to complete this project.

**RESOLUTION NO 09-1016.07**

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY AUTHORIZING AND APPROVING THE ISSUANCE AND SALE OF UP TO \$387,984 OF BONDS OF THE TOWNSHIP OF LONG BEACH CONSISTING OF THE TOWNSHIP'S GENERAL OBLIGATION BONDS, SERIES 2009A; AND THE TOWNSHIP'S GENERAL OBLIGATION BONDS, SERIES 2009B; AUTHORIZING THE EXECUTION AND DELIVERY OF THE LOAN AGREEMENTS TO BE EXECUTED BY THE TOWNSHIP AND EACH OF THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST AND STATE OF NEW JERSEY, ACTING BY AND THROUGH THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION; FURTHER AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW AGREEMENT, ALL PURSUANT TO THE 2009 NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST FINANCING PROGRAM; AND DETERMINING CERTAIN OTHER MATTERS IN CONNECTION THEREWITH**

**BACKGROUND**

**WHEREAS**, the Township of Long Beach, County of Ocean, New Jersey ("Township") has determined there exists a need for the completion of a 2006 Project that replaced sanitary gravity sewer along Connecticut Avenue, Hobart Avenue and Long Beach Boulevard, between Lavenia Avenue and Connecticut Avenue (collectively, the "2009 Project") as described in that certain Loan Agreement ("Trust Loan Agreement") to be entered into between the Township and the New Jersey Environmental Infrastructure Trust ("Trust") and that certain Loan Agreement ("Fund Loan Agreement"; together with the Trust Loan Agreement, the "Loan Agreements") to be entered into between the Township and the State of New Jersey, acting by and through the New Jersey Department of Environmental Protection ("State"), all pursuant to the 2009 New Jersey Environmental Infrastructure Trust Financing Program ("Program"); and

**WHEREAS**, the Township has determined to use the proceeds of a loan to be made by each of the Trust ("Trust Loan") and the State ("Fund Loan"; together with the Trust Loan, the "Loans") pursuant to the Trust Loan Agreement and the Fund Loan Agreement, respectively, to permanently finance the 2009 Project; and

**WHEREAS**, to evidence the Loans, each of the Trust and the State require the Township to authorize, execute and deliver its General Obligation Bonds, Series 2009A ("2009A Bonds") to the Trust, and its General Obligation Bonds, Series 2009B ("2009B Bonds") to the State, pursuant to the terms of applicable law and pursuant to the terms of the Loan Agreements, all as more particularly described in Exhibit "A" attached hereto; and

**WHEREAS**, pursuant to 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"), the Board of Commissioners of the Township has, pursuant to Bond Ordinance No. 09-08, duly and finally adopted and published in accordance with the requirements of the Local Bond Law ("Bond Ordinance"), authorized the issuance of general obligation bonds or bond anticipation notes of the Township to finance the costs of the 2009 Project; and

**WHEREAS**, the Trust and the State have expressed their desire to close in escrow the making of the Loans, the issuance of the 2009A Bonds and the 2009B Bonds (collectively, the "2009 Bonds"), and the execution and delivery of the Loan Agreements, all pursuant to the terms of an Escrow Agreement ("Escrow Agreement") to be entered into between the Trust, the State, the Escrow Agent and the Township; and

**WHEREAS**, to effectuate the financing plan described in the above mentioned paragraphs, it is necessary for the Township to adopt this resolution and to authorize and approve the issuance and sale of the 2009 Bonds in a principal amount up to \$387,984; and

**WHEREAS**, *N.J.S.A. 40A:2-27(a)(2)* allows for the sale of the 2009A Bonds and the 2009B Bonds to the Trust and the State, respectively, without any public offering, and *N.J.S.A. 58:11B-9(a)* allows for the sale of the 2009 Bonds to the Trust, without any public offering, all under the terms and conditions set forth herein.

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

**Section 1.** The Township authorizes and approves the issuance of the 2009 Bonds in two (2) series in a total principal amount of up to \$387,984 to be designated, "Township of Long Beach, County of Ocean, New Jersey, General Obligation Bonds, Series 2009A", and "Township of Long Beach, County of Ocean, New Jersey, General Obligation Bonds, Series 2009B, respectively. The 2009 Bonds will be used to pay the costs of the 2009 Project. In accordance with *N.J.S.A. 40A:2-27(a)(2)* and *N.J.S.A. 58:11B-9(a)*, the Township hereby sells and awards the 2009A Bonds and the 2009B Bonds to the Trust and to the State in accordance with the provisions hereof.

**Section 2.** The Chief Financial Officer is hereby authorized to determine in accordance with the Local Bond Law and pursuant to the terms and conditions established by the Trust and the State under the Loan Agreements and the terms and conditions hereof, the following items with respect to the 2009A Bonds and the 2009B Bonds:

- (a) The aggregate principal amount of the 2009A Bonds and the 2009B Bonds to be issued;
- (b) The maturity and annual principal installments of the 2009A Bonds and the 2009B Bonds, which maturity shall not exceed twenty (20) years;
- (c) The date of the 2009 Bonds;
- (d) The interest rates of the 2009 Bonds;
- (e) The purchase price for the 2009 Bonds; and
- (f) The terms and conditions under which the 2009 Bonds shall be subject to redemption prior to their stated maturities.

Any determination made by the Chief Financial Officer pursuant to the terms hereof shall be conclusively evidenced by the execution and attestation of the 2009 Bonds by the parties authorized under Section 3 hereof.

**Section 3.** The 2009 Bonds shall be in the form prescribed and permitted by the Local Bond Law, as Bond Counsel may advise, and as the Township, the Trust and the State shall approve. The 2009 Bonds shall be issued in fully registered form and shall be payable to the registered owners thereof as to principal and interest in lawful money of the United States of America. The 2009 Bonds will be executed on behalf of the Township by the manual signatures or facsimile signatures of the Mayor and Chief Financial Officer, attested by the Municipal Clerk (such execution shall constitute conclusive approval by the Township of the form of the 2009 Bonds), and shall bear the affixed, imprinted or reproduced seal of the Township thereon. The 2009A Bonds and the 2009B Bonds shall be substantially in the form set forth in the Trust Loan Agreement and the Fund Loan Agreement, respectively.

**Section 4.** The terms of the 2009 Bonds authorized to be set forth by the Chief Financial Officer in accordance with Section 2 hereof shall be ratified by the affirmative vote of 2/3 of the full members of the Board of Commissioners.

**Section 5.** The full faith and credit of the Township are irrevocably pledged to the punctual payment of the principal of and interest on the 2009 Bonds and, to the extent payment is not otherwise provided, the Township shall be obligated to levy *ad valorem* taxes upon all taxable real property within the Township without limitation as to rate or amount for the payment thereof.

**Section 6.** Each of the Trust Loan Agreement, Fund Loan Agreement and the Escrow Agreement are hereby authorized to be executed and delivered on behalf of the Township by the Mayor or Chief Financial Officer in substantially the forms on file in the offices of the Township, with such changes as the Mayor or Chief Financial Officer in their respective sole discretion, after consultation with counsel and any advisors to the Township and after further consultation with the Trust and the State and their representatives, agents, counsel and advisors, shall determine, such determination to be conclusively evidenced by the execution of each of such Trust Loan Agreement, Fund Loan Agreement and Escrow Agreement by an authorized officer as determined hereunder. The Municipal Clerk and Deputy Municipal Clerk are each hereby severally authorized to attest to the execution of the Trust Loan Agreement, Fund Loan Agreement and Escrow Agreement by an authorized officer of the Township as determined hereunder and to affix the corporate seal of the Township to such documents.

**Section 7.** All actions heretofore taken and documents prepared or executed by or on behalf of the Township by the Mayor, Chief Financial Officer, Municipal Clerk, other Township officials or by the Township's professional advisors, in connection with the issuance and sale of the 2009 Bonds or the 2009 Project are hereby ratified, confirmed, approved and adopted.

**Section 8.** The Mayor, Chief Financial Officer and Municipal Clerk are each hereby authorized to determine all matters and execute all documents and instruments in connection with the 2009 Bonds or the 2009 Project not determined or otherwise directed to be executed by the Local Bond Law, the Bond Ordinances, or by this or any subsequent resolution, and the signature of the Mayor, Chief Financial Officer or Municipal Clerk on such documents or instruments shall be conclusive as to such determinations.

**Section 9.** All other resolutions, or parts thereof, inconsistent herewith are hereby rescinded and repealed to the extent of any such inconsistency.

**Section 10.** This resolution shall take effect immediately upon adoption this 16th day of October, 2009.

Recorded Vote

AYE: 2 NO: 0

ABSTAIN: 0

ABSENT: 0

Exhibit "A"

**SERIES A & B BONDS – Supplemental Project**

Ordinance	Bonds or Notes Authorized	Notes Outstanding	Bonds to be Issued
09-08	\$387,984	\$0	\$387,984

12. Resolution 09-1016.08: Approve the Corrective Action Plan for the 2008 Audit  
Bonnie M. Leonetti, Municipal Clerk/Administrator this report reflects no corrective action needed to be made.

**RESOLUTION 09-1016.08**

**WHEREAS**, the NJ Division of Local Government Services has promulgated requirements regarding the Annual Audit procedures which include that a Corrective Action Plan must be prepared and submitted within 60 days of the governing body's receiving said audit; and

**WHEREAS**, the Chief Financial Officer of Long Beach Township has prepared the Corrective Action Plan; no action was indicated, therefore none will be taken.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that the aforementioned Corrective Action Plan for the 2008 Audit (annexed hereto) be and hereby is approved and adopted this 16<sup>th</sup> day of October 2009.

13. Resolution 09-1016.09: Approve Bills & Payroll \$2,224,577.73  
Bills in the amount of: \$1,843,375.81  
Payrolls in the amount of: \$ 381,201.92

**RESOLUTION 09-1016.09**

**RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE PAYMENT OF**

**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 \$381,201.92.

**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 \$1,843,375.81 be and the same are hereby authorized to be paid on October 16, 2009.

2. The said approved payroll amounting to the sum of \$381,201.92 be and the same are hereby authorized to be paid on October 16, 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 11 thru 13:

Motion: Bayard Ayes: Bayard, Mancini

Second: Mancini Nays:

**Mayor Mancini** invoked the Doctrine of Necessity from payment to SOCH - \$200

**Mayor Mancini** stated the Tax Collector and Treasurer's Reports for the month of September were on file in the Municipal Clerk's Office.

**COMMISSIONERS' REPORTS**

Commissioner Bayard reported that the beaches between 30<sup>th</sup> and 50<sup>th</sup> Streets and Holgate at the Wildlife Preserve were hit hard by the recent nor'easter. He noted the Public Works Department would rope off the streets if and where any cliffing might occur.

Mayor Mancini announced the high tide schedule for the Manahawkin Bridge for the weekend and noted that the Boulevard had been closed that day between 68<sup>th</sup> and 92<sup>nd</sup> Streets due to flooding. He asked all to be responsible for their own wake and others property.

**OPEN PUBLIC SESSION**

Zac Kerzner, 84<sup>th</sup> Street, Brighton Beach asked if certain /beach accesses on Ocean Blvd. where the sand blows onto the road be blocked off. He also asked if trucks could be kept off of Ocean Blvd. Mr. Kerzner commented that the Police Dept. motorcycles work well, quicker than bicycles. He requested that the mailers sent out by the Twp. in the tax bills include rules for homeowners and visitors.

Mayor Mancini responded that these items were being looked into.

**CLOSE PUBLIC SESSION**

Motion for adjournment at 4:22 p.m.

Motion: Bayard Ayes: Bayard, Mancini

Second: Mancini Nays:

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

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Joseph H. Mancini, Mayor

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Ralph H. Bayard, Comm.