

**MINUTES**  
**RD OF COMMISSIONERS NOVEMBER 5, 2010**  
**Flag Salute**

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

Clerk calls the roll: Mayor Joseph H. Mancini PRESENT  
Commissioner Ralph H. Bayard PRESENT  
Commissioner William P. Knarre PRESENT

Also in attendance: Bonnie M. Leonetti, Municipal Clerk, Administrator  
Lynda J. Wells, Deputy Municipal Clerk

Municipal Clerk announced: Notice of the time and place of this meeting has been posted in the office of the Municipal Clerk, published by the BEACH HAVEN TIMES; the PRESS OF ATLANTIC CITY; and the ASBURY PARK PRESS on December 30<sup>th</sup> 2009; and filed with the Municipal Clerk.

Motion: To dispense with the reading of the minutes of the October 22<sup>nd</sup> 2010 meeting and to approve the same as recorded in the minute book:

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

**AGENDA**

**Administer Oath of Office to Commissioner Elect:** William P. Knarre

**Assemblywoman DiAnne C. Gove** administered the Oath of Office to Commissioner Knarre and congratulated him on this accomplishment.

**Commissioner Knarre** thanked Mayor Mancini, Commissioner Bayard, the Department Heads and the employees of Long Beach Township for their support. He explained that he took his responsibilities as Commissioner seriously and that his door was open to all.

**PROCLAIM:** National Family Caregiver Month – November 2010

Sponsored by the Ocean County Board of Social Services to acknowledge the importance of home caregivers and emphasizes dignity, comfort, and independence for affected family members in order to prevent, or to postpone, costly hospital stays and other forms of institutional care for patients.

**PROCLAMATION**

**WHEREAS**, the Ocean County Board of Social Services desires to recognize the Month of November 2010 as National Family Caregiver Month; and

**WHEREAS**, the Ocean County Board of Social Services is, with the Ocean County Office of Senior Services, part of the New Jersey EASE public collaborative and works closely with government agencies and with concerned private organizations, including hospitals, to give patients a welcomed alternative to institutionalized care; and

**WHEREAS**, home care not only emphasizes the dignity, comfort, and independence of patients but also affirms the importance of family love and support to their well-being and enables clients to prevent, or to postpone, costly hospital stays and other forms of institutional care; and

**WHEREAS**, countless numbers of lives have been touched by family caregivers thereby improving the quality of life for these citizens of New Jersey.

**BE IT HEREBY RESOLVED**, that the Board of Commissioners of the Township of Long Beach joins with Governor Chris Christie, State of New Jersey, in celebrating National Family Caregiver Month during the Month of November, 2010; and

**BE IT FURTHER RESOLVED**, that a certified copy of this proclamation be forwarded to:

The Honorable Governor Chris Christie, State of New Jersey  
The Honorable U.S. Senator Frank Lautenberg  
The Honorable U.S. Senator Robert Menendez  
The Honorable U.S. Congressman John Adler  
The Honorable U.S. Congressman Christopher H. Smith  
The Honorable State Senator Christopher J. Connors, Jr.  
The Honorable State Senator Andrew R. Ciesla  
The Honorable State Senator Robert W. Singer  
The Honorable State Assemblyman Brian E. Rumpf  
The Honorable State Assemblywoman DiAnne C. Gove  
The Honorable State Assemblyman James W. Holzapfel  
The Honorable State Assemblyman Ronald S. Dancer  
The Honorable State Assemblyman Joseph R. Malone III  
The Honorable State Assemblyman David W. Wolfe  
Jennifer Velez, Commissioner, Department of Human Services  
Allison Blake, Commissioner, Department of Children & Family Services  
Lori Grifa, Commissioner, NJ Department of Community Affairs  
Jeanette Page-Hawkins, Director, NJ Division of Family Development  
Heather Howard, Commissioner, NJ Department of Health & Senior Services  
Freeholder Director, James F. Lacey, Ocean County Bd. of Chosen Freeholders  
Ella Boyd, Public Health Coordinator, Ocean County Health Department  
Jill S. Perez, Director, Ocean County Dept. of Human Services  
Jane Maloney, Director, Ocean County Dept. of Senior Services  
Daniel Boas, President, County Welfare Directors' Association

County Board of Social Services

authorization is granted to release this proclamation immediately.

**ORDINANCES AND PUBLIC HEARINGS**

1. Second Reading of Ordinance 10-30: **BOND ORDINANCE AUTHORIZING VARIOUS IMPROVEMENTS TO THE BEACH HAVEN TERRACE WATER TREATMENT FACILITY IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$150,000 THEREFORE; 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 \$150,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Bonnie M. Leonetti, Municipal Clerk, Administrator stated this ordinance had originally been published with an incorrect date in the newspaper.

**TOWNSHIP OF LONG BEACH, NEW JERSEY  
ORDINANCE 10-30**

**BOND ORDINANCE AUTHORIZING VARIOUS IMPROVEMENTS TO THE BEACH HAVEN TERRACE WATER TREATMENT FACILITY IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$150,000 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 \$150,000; 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 \$150,000; and

(b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$150,000.

**Section 3.** The sum of \$150,000, 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 \$150,000 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 \$150,000 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 \$20,000.

**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>
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	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
A. Various Improvements to the Beach Haven Terrace Water Treatment Facility including, but not limited to, the repair and/or replacement of filters, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$150,000	\$0	\$150,000	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 \$150,000 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:** June 4, 2010

**Date of Final Adoption:** November 5, 2010

**Notice of Pending Bond Ordinance 10-30 and Summary.**

terms of which are included herein, was introduced and adopted by the Board of Commissioners of the Township of Long Beach, in the County of Ocean, State of New Jersey, on June 4, 2010. 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 November 5, 2010, at 4:00 PM. 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 VARIOUS IMPROVEMENTS TO THE BEACH HAVEN TERRACE WATER TREATMENT FACILITY IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$150,000 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 \$150,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

	<u>Estimated Total Cost</u>	<u>Down Payment</u>	<u>Amount of Obligations</u>	<u>Period of Usefulness</u>
<b><u>Purpose/Improvement</u></b>				
A. Various Improvements to the Beach Haven Terrace Water Treatment Facility including, but not limited to, the repair and/or replacement of filters, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$150,000	\$0	\$150,000	40 years

Appropriation: \$150,000  
 Bonds/Notes Authorized: \$150,000  
 Grants (if any) Appropriated: None  
 Section 20 Costs: \$20,000  
 Useful Life: 40 years

Passed on first reading at a regular meeting held on June 4, 2010 and advertised in the BEACH HAVEN TIMES issue of June 9, 2010 and the Asbury Park Press edition of October 23<sup>rd</sup> 2010.

OPEN PUBLIC HEARING

No Comments

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 10-30 on Second Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

2. Second Reading of Ordinance 10-40: **BOND ORDINANCE AUTHORIZING THE RENOVATION AND/OR REPLACEMENT OF THE SANITARY SEWER SYSTEM BENEATH VARIOUS STREETS IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$1,000,000 THEREFORE; 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 \$1,000,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Bonnie M. Leonetti, Municipal Clerk, Administrator noted this ordinance had the same error as Ordinance 10-30.

**TOWNSHIP OF LONG BEACH, NEW JERSEY  
ORDINANCE 10-40**

**BOND ORDINANCE AUTHORIZING THE RENOVATION AND/OR REPLACEMENT OF THE SANITARY SEWER SYSTEM BENEATH VARIOUS STREETS IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$1,000,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$1,000,000; 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

of the Local Bond Law, constituting Chapter 169 of the Statutes, as amended and supplemented ("Local Bond Law"),

**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 \$1,000,000; and

(b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$1,000,000.

**Section 3.** The sum of \$1,000,000, 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 \$1,000,000 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 \$1,000,000 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 \$200,000.

**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. Renovation and/or Replacement of the Sanitary Sewer System from 31 <sup>st</sup> Street (Ship Bottom Border) to 39 <sup>th</sup> Street (Brant Beach), together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$1,000,000	\$0	\$1,000,000	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 \$1,000,000 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

Board showing full detail of the amended Capital Budget 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: August 6, 2010**

**Date of Final Adoption: November 5, 2010**

**Ordinance 10-40**

**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 August 6, 2010. 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 November 5, 2010, at 4:00 PM. 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 RENOVATION AND/OR REPLACEMENT OF THE SANITARY SEWER SYSTEM BENEATH VARIOUS STREETS IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$1,000,000 THEREFOR; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$1,000,000; 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. Renovation and/or Replacement of the Sanitary Sewer System from 31 <sup>st</sup> Street (Ship Bottom Border) to 39 <sup>th</sup> Street (Brant Beach), together with the acquisition of all materials and equipment and completion of all work necessary	\$1,000,000	\$0	\$1,000,000	40 years

therefor or related thereto

Appropriation: \$1,000,000  
Bonds/Notes Authorized: \$1,000,000  
Grants (if any) Appropriated: None  
Section 20 Costs: \$200,000  
Useful Life: 40 years

Passed on first reading at a regular meeting held on June 4, 2010 and advertised in the BEACH HAVEN TIMES issue of June 9, 2010 and the Asbury Park Press edition of October 23<sup>rd</sup> 2010.

OPEN PUBLIC HEARING

No Comments

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 10-40 on Second Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

3. Second Reading of Ordinance 10-49C: **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 51 PERTAINS TO BEACHES.**

**Bonnie M. Leonetti, Municipal Clerk, Administrator** advised seasonal beach badges sold on or before June 15<sup>th</sup> would be \$30 and seasonal badges sold after June 15<sup>th</sup> would be \$40.

#### **ORDINANCE 10-49C**

**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 51 PERTAINS TO BEACHES**

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

#### **STATEMENT OF PURPOSE**

Seasonal beach badges sold on or before June 15<sup>th</sup> shall be \$30 and seasonal badges sold after June 15<sup>th</sup> shall be \$40.

#### **SECTION I**

##### **Article IV – Fees**

#### **51-25. Fees established**

C. Repeal Twenty-five dollars and replace with Thirty dollars.

D. Repeal Thirty-five dollars and replace with Forty dollars

#### **SECTION II**

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

#### **SECTION III**

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

#### **SECTION IV**

This Ordinance shall take effect retroactive to November 1, 2010.

Passed on first reading at a regular meeting held on October 22, 2010 and advertised in the BEACH HAVEN TIMES issue of October 27, 2010.

OPEN PUBLIC HEARING

No Comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 10-49C on Second Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

4. Second Reading of Ordinance 10-50C: **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 the purpose of this ordinance was to prohibit the feeding of unconfined wildlife on private property so as not to interfere with neighboring premises.

#### **ORDINANCE 10-50C**

**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.**

#### **STATEMENT OF PURPOSE**

The purpose of this ordinance is to prohibit the feeding of unconfined wildlife on private property so as not to interfere with neighboring premises.

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

**SECTION I**

Section under 47-9 designated as C.

§47-9.C.

No person shall feed any wildlife including, but not limited to, unlicensed cats on any private property if it adversely affects the health, safety or quality of life for neighboring properties.

Feeding or other activity connected with such animals or birds that would interfere with the ordinary and reasonable use, occupation and enjoyment of property on neighboring premises is prohibited. In addition, adequate measure shall be taken to prevent animals or birds maintained from escaping or at any time roaming at large. Erecting and maintaining bird feeders/bird houses/bird baths shall be excluded from this regulation.

**SECTION II**

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

**SECTION III**

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

**SECTION IV**

This ordinance shall take effect after the first publication thereof after final passage according to law.

Passed on first reading at a regular meeting held on October 22, 2010 and advertised in the BEACH HAVEN TIMES issue of October 27, 2010.

OPEN PUBLIC HEARING

No Comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 10-50C on Second Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

5. First Reading of Ordinance 10-51C: **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 SECTION 94-3 DEFINES FLOOD RESISTANT MATERIAL AND IN SECTION 94-9B ESTABLISHES STANDARDS FOR WOOD UTILIZED IN CONSTRUCTION BELOW FEMA DESIGNATED FLOOD ELEVATIONS.**

**Bonnie M. Leonetti, Municipal Clerk, Administrator** explained this Ordinance provided a definition for Flood Resistant Materials used as Building Materials and also set forth the standards whereby flood resistant building materials may be so classified by the Building Department of the Township of Long Beach.

Motion to approve Ordinance 10-51C on First Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

6. First Reading of Ordinance 10-52C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" REPEALING SECTION 205-49-1(2) AND REPLACING THE SAME WITH NEW HEIGHT CONTENT AND AREA RESTRICTIONS FOR ELEVATOR TOWERS IN THE RESIDENTIAL ZONE**

**Bonnie M. Leonetti, Municipal Clerk, Administrator** stated this Ordinance revised and reduced the area and the height that elevator towers may exceed the height limitations and area limitations imposed by the Zoning Ordinance of the Township of Long Beach. The Ordinance further restricted the proximity of an elevator tower to the exterior walls of the buildings and restricted the purpose for which the elevator tower may be used. The restrictions pertained only to the residential zone.

Motion to approve Ordinance 10-52C on First Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

7. First Reading of Ordinance 10-53: **AN ORDINANCE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, APPROPRIATING \$8,100 FROM THE GENERAL CAPITAL IMPROVEMENT FUND FOR THE PURCHASE OF A NETWORK ATTACHED STORAGE UNIT FOR THE POLICE DEPARTMENT**

Motion to approve Ordinance 10-53 on First Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

8. First Reading of Ordinance 10-54C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" IN CHAPTER 205 SECTION 43 AS THE SAME APPLIES TO ZONING.**

**Bonnie M. Leonetti, Municipal Clerk, Administrator** noted this Ordinance modified and increased the number of off-street parking spaces required in the special commercial zone to

they existed prior to the adoption of Ordinance 06-37C  
Board of Commissioners to reduce the requirement of  
parking spaces in the special commercial zone when the number of parking spaces required in  
other commercial zones was reduced.

Motion to approve Ordinance 10-54C on First Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

**9. First Reading of Ordinance 10-55C: AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" IN SECTION 205-11C PERTAINS TO FRONT YARD SETBACKS.**

**Bonnie M. Leonetti, Municipal Clerk, Administrator** advised this Ordinance amended the Zoning Ordinance of Long Beach Township which required that where there was a pronounced uniformity in the alignment of existing buildings in which front yard depths were greater than required in Chapter 205 the new building shall conform substantially with the established alignment. This Ordinance placed a 20 foot maximum required front yard.

Motion to approve Ordinance 10-55C on First Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

**ADOPTIONS AND APPROVALS**

10. Resolution 10-1105.01: Assignment of Commissioner Elect Knarre to the  
Department of Revenue and Finance

**Bonnie M. Leonetti, Municipal Clerk, Administrator** explained Comm. Knarre was also designated Deputy Mayor as per statute.

**RESOLUTION 10-1105.01**

**NOW, THEREFORE, BE IT RESOLVED** that having been elected to the office of Commissioner of the Township of Long Beach at the November 2<sup>nd</sup> 2010 General Election, William P. Knarre shall and he hereby is designated as the Commissioner of the Department of Revenue and Finance for the Township, and Deputy Mayor as per statute.

11. Resolution 10-1105.02: Approve State of New Jersey Fee Schedule for public  
document / record reproduction: effective November 9, 2010

**Bonnie M. Leonetti, Municipal Clerk, Administrator** advised the costs would be Five Cents for letter size copies and Seven Cents for legal size copies.

**RESOLUTION 10-1105.02**

**WHEREAS**, Resolution 10-0709.16 decreased the cost for public document reproduction to "actual costs" effective July 1, 2010 until such time as legislation known as A-559/S-1212 passed on June 28, 2010, by the Senate and Assembly of New Jersey would become effective sixty (60) days after Governor Christie signed said legislation; and

**WHEREAS**, Long Beach Township officially changed the amount it charges for said copies specifically to, as close as can be calculated, "actual costs" from July 1, 2010 to the aforementioned time when charges will comply with the new law under Governor Christie's signature.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that the charges for copies of documents to the public including requests under the Open Public Records Act shall be changed to Five Cents for letter size copies and Seven Cents for legal size copies when A-559/S-1212 become effective on November 9<sup>th</sup> 2010 according to New Jersey state law; and

**BE IT FURTHER RESOLVED** that the former charges be changed to these newly adopted amounts anywhere they may appear in the regulations and codes of Long Beach Township until an amended Ordinance can be adopted making the changes permanent.

12. Resolution 10-1105.03: Authorize an application for the Emergency  
Management Pass-Through Grant: Dsg. Steve Melega \$15,000.00

**Bonnie M. Leonetti, Municipal Clerk, Administrator** noted monies to recipients would be used to effect positive changes in operational systems and organizational capacities.

**RESOLUTION 10-1105.03**

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that Steven Melega, Detective Sergeant of the Long Beach Township Police Department, be and he hereby is authorized and directed to apply for the "Emergency Management Preparedness Grant: Exercise Support Program: FY-09 Pass Through Grant".

13. Resolution 10-1105.04: Approve personnel actions

**RESOLUTION 10-1105.04**

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

Acknowledge the end of a FMLA/FLA for JB effective retro-active to October 26, 2010.

Motion to approve Items 10 - 13:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

**CONTRACTS AND AWARDS**

14. Resolution 10-1105.05(a-d): Award various contracts, per bid:

1 Pick Up Truck Platform Body & Snow Plow for  
Public Works: Gabrielli, LLC \$39,249.00

**RESOLUTION 10-1105.05(a)**

**A RESOLUTION AWARDING A CONTRACT FOR THE PURCHASE OF ONE (1) 2011 SUPER DUTY 4WD PICK-UP TRUCK WITH PLATFORM BODY AND SNOW PLOW FOR THE PUBLIC WORKS DEPARTMENT OF THE TOWNSHIP OF LONG BEACH, PER BID**

**WHEREAS**, the Township of Long Beach has solicited bids for the purchase and delivery of one (1) 2011 Super Duty 4WD Pick-up Truck with Platform Body and Snow Plow for the Public Works Department of the Township of Long Beach; and

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

**WHEREAS**, Gabrielli Kenworth of NJ, LLC gave the lowest qualified bid as per the Purchasing Agent and Municipal Solicitor's review and approval.

**WHEREAS**, the Chief Financial Officer has certified the availability of funds for this contract in the appropriation: Ordinance 10-23 Authorizing the Purchase of a 4WD Vehicle for P/W, Account # C-04-55-983-901.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach this 5<sup>th</sup> day of November 2010, for the reasons aforesaid, that a contract be and is hereby awarded to:

Gabrielli Kenworth of NJ, LLC  
2300 Route 130 North  
Dayton, NJ 08810

for the purchase and delivery of one (1) 2011 Super Duty 4WD Pick-up Truck with Platform Body and Snow Plow in an amount not to exceed Thirty Nine Thousand Two Hundred Forty Nine Dollars (\$39,249.00), as per bid received October 21, 2010.

b. (1) Compact Track Loader, Planer, Broom, & Trailer for Public Works: Garden State Bobcat, Inc. \$43,588.00

**RESOLUTION 10-1105.05(b)**

**A RESOLUTION AWARDING A CONTRACT FOR THE PURCHASE OF ONE (1) COMPACT TRACK LOADER, PLANER, BROOM AND TRAILER FOR THE PUBLIC WORKS DEPARTMENT OF THE TOWNSHIP OF LONG BEACH, PER BID**

**WHEREAS**, the Township of Long Beach has solicited bids for the purchase and delivery of one (1) Compact Track Loader, Planer, Broom and Trailer for the Public Works Department of the Township of Long Beach; and

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

**WHEREAS**, Garden State Bobcat, Inc. gave the lowest qualified bid as per the Deputy Municipal Department Head and Purchasing Agent's review and approval.

**WHEREAS**, the Chief Financial Officer has certified the availability of funds for this contract in the appropriation: Ordinance 10-25 Authorizing the Purchase of Various Equipment for P/W, Account # C-04-55-985-901.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach this 5<sup>th</sup> day of November 2010, for the reasons aforesaid, that a contract be and is hereby awarded to:

Garden State Bobcat, Inc.  
999 Route 33 East  
Freehold, NJ 07728

for the purchase and delivery of one (1) Compact Track Loader, Planer, Broom and Trailer in an amount not to exceed Forty Three Thousand Five Hundred Eighty Eight Dollars (\$43,588.00), as per bid received October 21, 2010.

c. (1) 2011 Super Duty 4WD Pick-up Truck for the Water/Sewer Department: Larson Ford, Inc. \$25,562.00

**RESOLUTION 10-1105.05(c)**

**A RESOLUTION AWARDING A CONTRACT FOR THE PURCHASE OF ONE (1) 2011 SUPER DUTY 4WD PICK-UP TRUCK FOR THE WATER/SEWER DEPARTMENT OF THE TOWNSHIP OF LONG BEACH, PER BID**

**WHEREAS**, the Township of Long Beach has solicited bids for the purchase and delivery of one (1) 2011 Super Duty 4WD Pick-up Truck for the Water/Sewer Department of the Township of Long Beach; and

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

**WHEREAS**, Larson Ford, Inc. gave the lowest qualified bid as per the Deputy Municipal Department Head and Purchasing Agent's review and approval.

**WHEREAS**, the Chief Financial Officer has certified the availability of funds for this contract in the appropriation: Ordinance 10-28 Authorizing the Purchase of Utility Trucks for W/S, Account # U-08-55-940-901.

ED by the Board of Commissioners of the Township of 2010, for the reasons aforesaid, that a contract be and

is hereby awarded to:

Larson Ford, Inc.  
1150 Ocean Avenue  
Lakewood, NJ 08701

for the purchase and delivery of one (1) 2011 Super Duty 4WD Pick-up in an amount not to exceed Twenty Five Thousand Five Hundred Sixty Two Dollars (\$25,562.00), as per bid received October 21, 2010.

d. (1) 2011 Pick-up Truck Utility Body & Snow Plow for Public Works: Larson Ford, Inc. \$41,483.00

**RESOLUTION 10-1105.05(d)**

**A RESOLUTION AWARDED A CONTRACT FOR THE PURCHASE OF ONE (1) SUPER DUTY 4WD PICK-UP TRUCK WITH UTILITY BODY AND SNOW PLOW FOR THE PUBLIC WORKS DEPARTMENT OF THE TOWNSHIP OF LONG BEACH, PER BID**

**WHEREAS**, the Township of Long Beach has solicited bids for the purchase and delivery of one (1) 2011 Super Duty 4WD Pick-up Truck with Utility Body and Snow Plow for the Public Works Department of the Township of Long Beach; and

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

**WHEREAS**, Larson Ford, Inc. gave the lowest qualified bid as per the Deputy Municipal Department Head and Purchasing Agent's review and approval.

**WHEREAS**, the Chief Financial Officer has certified the availability of funds for this contract in the appropriation: Ordinance 10-24 Authorizing the Purchase of a Utility Body Truck for P/W, Account # C-04-55-984-901.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach this 5<sup>th</sup> day of November 2010, for the reasons aforesaid, that a contract be and is hereby awarded to:

Larson Ford, Inc.  
1150 Ocean Avenue  
Lakewood, NJ 08701

for the purchase and delivery of one (1) 2011 Super Duty 4WD Pick-up Truck with Utility Body and Snow Plow in an amount not to exceed Forty One Thousand Four Hundred Eighty Three Dollars (\$41,483.00), as per bid received October 21, 2010.

15. Resolution 10-1105.06: Award a contract for various building materials, per quote: Diamond M. Lumber Co., \$6,120.00 for poles for dune fencing, and \$9,496.00 for Trex for the Loveladies handicapped ramp located near the tennis courts

**RESOLUTION 10-1105.06**

**A RESOLUTION AWARDED A CONTRACT FOR THE PURCHASE OF VARIOUS BUILDING MATERIALS FOR THE PUBLIC WORKS DEPARTMENT IN THE TOWNSHIP OF LONG BEACH, PER QUOTE**

**WHEREAS**, in accordance with N.J.S.A. 40:A11-6.1, the Long Beach Township Public Works Department solicited quotations for the purchase of various building materials; and

**WHEREAS**, in response to the invitation for solicitation two (2) 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 Diamond M Lumber Co. provided the lowest qualified quotation in accordance with the specifications, said quotation, dated October 22, 2010, in the amount of Six Thousand One Hundred Twenty Dollars (\$6,120.00) for 1,500 eight foot poles for dune fencing, and Nine Thousand Four Hundred Ninety Six Dollars (\$9,496.00) for 160 Trex planks to be used for the construction of an oceanfront handicapped ramp in the Loveladies section of Long Beach Township; and

**WHEREAS**, pursuant to N.J.A.C. 5:34-8.3(e) which permits contracting units to purchase goods and services in excess of the bid threshold where the initial estimates for the current contract year were anticipated to be less than the bid threshold, it is in the public interest of the Township of Long Beach to award a contract to Diamond M Lumber Co. for the purchase of various building materials; and

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by Ordinance 03-17 Authorizing Beach Repairs, Account # C-04-55-910-900.

**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 5<sup>th</sup> day of November 2010 that the Mayor and the Municipal Clerk are hereby authorized to execute a contract with:

Diamond M. Lumber Co.  
1883 Route 38  
Southampton, NJ 08088

thousand Six Hundred Sixteen Dollars (\$15,616.00) for the 160 Trex planks.

for Resolution 10-1105.07, award a contract for the purchase of lumber, as per the Ocean County Co-Op: Diamond M. Lumber \$5,570.00 for the Loveladies handicapped ramp located near the tennis courts

**RESOLUTION 10-1105.07**

**RESOLUTION AUTHORIZING A CONTRACT FOR THE PURCHASE AND DELIVERY OF LUMBER FOR THE PUBLIC WORKS DEPARTMENT OF LONG BEACH TOWNSHIP BASED ON THE BID PROCURED BY THE STATE REGISTERED OCEAN COUNTY COOPERATIVE PURCHASING SYSTEM**

**WHEREAS**, Long Beach Township is a participating entity of the Ocean County Cooperative Purchasing System, County identifier #CK-02-OC; and

**WHEREAS**, the Township wishes to utilize the Ocean County Cooperative Purchasing System to contract for the purchase of lumber for the construction of an oceanfront handicapped ramp in the Loveladies section of Long Beach Township; and

**WHEREAS**, the governing body deems this contract to be necessary for Township use, and in the best interest of the Township; and

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by: CDBG 2009 HC Beach Access, Account #G-02-40-730-032.

**WHEREAS**, Diamond M Lumber Co., 1883 Route 38, Southampton, NJ 08088 was awarded contract #B2010-69 by the Ocean County Cooperative Purchasing System.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach at a regular meeting held Friday, November 5, 2010 that the Mayor and Municipal Clerk shall be and are hereby authorized to execute a contract as described above and in accordance with the specifications in an amount not to exceed Five Thousand Five Hundred Seventy Dollars (\$5,570.00).

Motion to approve Items 14 - 16:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

**FINANCIAL APPROVALS**

17. Resolution 10-1105.08(a&b): Approve cancellation of unexpended and dedicated balances of Emergency Appropriations from:

(a) March 2010 storm: \$373,608.66

**RESOLUTION 10-1105.08(a)**

**WHEREAS**, the Township of Long Beach declared an emergency and made provisions for the appropriation of emergency funding, said declaration and provision duly adopted by Resolution 10-0319.03; and

**WHEREAS**, Resolution 10-0319.03 provided for the appropriation of \$400,000.00 and required the Board of Commissioners and Chief Financial Officer to seek all appropriate measures to reduce the net expenditures under the appropriation; and

**WHEREAS**, the Chief Financial Officer has accounted for all expenditures related to said emergency and determined that the correct and total amount needed under the appropriation is \$26,391.34, which amount results in an unused balance of \$373,608.66; and

**WHEREAS**, it is necessary to formally cancel said balances and the remaining \$26,391.34 shall be raised in the 2011 municipal budget.

**NOW, THEREFORE BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach that the following unexpended and dedicated balance of this Emergency Appropriation be cancelled effective November 5, 2010:

<u>RESOLUTION NO.</u>	<u>PROJECT DESCRIPTION</u>	<u>AMOUNT CANCELLED</u>
10-0319.03	Emergency Appropriation	\$373,608.66
(b) November 2009 storm:		\$740,239.47

**RESOLUTION 10-1105.08(b)**

**WHEREAS**, the Township of Long Beach declared an emergency and made provisions for the appropriation of emergency funding, said declaration adopted by Resolution 09-1120.01 and the provision for emergency funding duly adopted by Resolution 09-1120.02; and

**WHEREAS**, Resolution 09-1120.02 provided for the appropriation of \$750,000.00 and required the Board of Commissioners and Chief Financial Officer to seek all appropriate measures to reduce the net expenditures under the appropriation; and

**WHEREAS**, the Chief Financial Officer has accounted for all expenditures related to said emergency and determined that after the receipt of insurance monies to cover expenditures, the balance of \$740,239.47 can be cancelled; and

**WHEREAS**, it is necessary to formally cancel said balances and the remaining amount of \$9,760.53 shall be raised as a deferred charge in the 2011 municipal budget.

**NOW, THEREFORE BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach that the following unexpended and dedicated balance of this Emergency Appropriation be cancelled effective November 5, 2010:

<u>RESOLUTION NO.</u>	<u>PROJECT DESCRIPTION</u>	<u>AMOUNT CANCELLED</u>
09-1120.02	Emergency Appropriation	\$740,239.47

appropriations transfers

Administrator stated these transfers were statutorily permitted in November and December of each year.

**RESOLUTION 10-1105.09**

WHEREAS, the New Jersey statutes provide for the making of appropriation transfers between the period of November 1, 2010 and December 31, 2010; and

WHEREAS, the Board of Commissioners of the Township of Long Beach, County of Ocean, desires to make Appropriation Transfers.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that the following transfers of appropriations be and they hereby are made:

CURRENT FUND			
FROM:	DEPT	ACCOUNT #	AMOUNT
Purchasing	S/W	0-01-20-131-011	\$ 1,600.00
<b>TOTAL</b>			<b>\$ 1,600.00</b>
TO:	DEPT:	ACCT#	AMOUNT
Municipal Clerk	O/E	0-01-20-120-100	\$ 1,500.00
Election	O/E	0-01-20-121-029	\$100.00
<b>TOTAL</b>			<b>\$1,600.00</b>

19. Resolution 10-1105.10: Approve Bills & Payroll  
 Bills in the amount of: \$8,544,844.24  
 Payrolls in the amount of: \$ 374,790.91

**RESOLUTION 10-1105.10**

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

WHEREAS, the Chief Financial Officer and various Department Heads of the Township of Long Beach have carefully examined all vouchers presented for the payment of claims; and

WHEREAS, after due consideration of the said vouchers, the Board of Commissioners of the Township of Long Beach has approved payment of same; and

WHEREAS, Payroll Department has certified and submitted a request for approval of Township payroll in the amount of \$374,790.91.

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 \$8,544,844.24 be and the same are hereby authorized to be paid on November 5, 2010.

2. The said approved payroll amounting to the sum of \$374,790.91 be and the same are hereby authorized to be paid on November 5, 2010.

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 17 - 19:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

**COMMISSIONERS' REPORTS**

Commissioner Knarre advised property taxes were currently due and when interest would be assessed, and noted information from the Board of Health regarding influenza vaccine clinics was available in the back of the court room.

Commissioner Bayard asked that individuals with beach buggy permits use only the designated beach entrances for access.

Mayor Mancini announced the next meetings of the Board of Commissioners and of the Land Use Board. He explained the second reading and public hearing for Ordinances 10-51C and 10-53 would take place on Friday, November 19<sup>th</sup> at 4:00 p.m. Second reading and public hearing for Ordinances 10-52C, 10-54C, and 10-55C would take place on December 3<sup>rd</sup> 2010 at 4:00 p.m. The Mayor reminded the public Daylight Savings would occur on Saturday, November 6<sup>th</sup>, and this would be a good time to change the batteries in their smoke detectors as well.

**OPEN PUBLIC SESSION**

Mara Crossin / Beach Haven Park requested Ordinance 10-50C be mailed to all Long Beach Township property owners. She appreciated the efforts of Stafford Township Animal Control and the Long Beach Island Board of Health to remedy the feral cat issues.

Commissioner Knarre advised the Township was working hard to resolve this problem, but he felt a mailing would prove costly to the taxpayers.

Mayor Mancini asked Ms. Crossin to compose and send letters to the local newspapers, as well as a copy to his office. He assured her he would have her correspondence posted on the Township website and the local television station.



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Board of Commissioners a first aid rescue had just occurred  
Rojas and Vereb assisting in the incident. He stated the  
claim sampling component was scheduled for Saturday, November 6<sup>th</sup>, and the LBI Business  
Alliance would hold a meeting on Monday, November 8<sup>th</sup>.

**CLOSE PUBLIC SESSION**

Motion for adjournment at: 4:25 p.m.

Motion: Knarre                      Ayes: Knarre, Bayard, Mancini

Second: Bayard                      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, Commissioner

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William P. Knarre, Commissioner