

**MINUTES**  
**REGULAR SESSION      BOARD OF COMMISSIONERS      NOVEMBER 21, 2014**  
**Flag Salute**

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

Clerk calls the roll:            Mayor Joseph H. Mancini            PRESENT  
   Commissioner Ralph H. Bayard      ABSENT  
   Commissioner Joseph P. Lattanzi   PRESENT

Also in attendance: Lynda J. Wells, Municipal Clerk  
   Kyle Ominski, Administrator

Municipal Clerk announced: Notice of the time and place of this meeting has been posted in the office of the Municipal Clerk, published by the BEACH HAVEN TIMES and the ASBURY PARK PRESS on January 9<sup>th</sup>, 2014; and filed with the Municipal Clerk.

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

Motion:                            Ayes: Lattanzi, Mancini

Second:                          Nays:

**AGENDA**

**ORDINANCES & PUBLIC HEARINGS**

1. Second Reading Ordinance 14-16R: **BOND ORDINANCE AUTHORIZING SUPPLEMENTAL FUNDING FOR THE RECONSTRUCTION AND/OR RESURFACING OF THE HOLGATE PARKING LOT DAMAGED BY HURRICANE SANDY IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$450,000 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 \$427,500; 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 \$450,000;

(b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$427,500; and

(c) a down payment in the amount of \$22,500 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 \$427,500, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$22,500, which amount represents the required down payment, 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 \$427,500 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 \$427,500 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 \$10,000.

**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 of 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.	Supplemental Funding for the Reconstruction and/or Resurfacing of the Holgate Parking Lot damaged by Hurricane Sandy; together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto, as originally financed by Bond Ordinance 13-32, finally adopted on September 20, 2013	\$450,000	\$22,500	\$427,500	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 \$427,500 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 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: May 9, 2014**

**Date of Final Adoption: November 21, 2014**

**Notice of Pending Bond Ordinance 14-16R 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 May 9, 2014. 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 21, 2014, at 4:00 P.M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Municipal Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: **BOND ORDINANCE AUTHORIZING SUPPLEMENTAL FUNDING FOR THE RECONSTRUCTION AND/OR RESURFACING OF THE HOLGATE PARKING LOT DAMAGED BY HURRICANE SANDY IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$450,000 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 \$427,500; 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. Supplemental Funding for the Reconstruction and/or Resurfacing of the Holgate Parking Lot damaged by Hurricane Sandy; together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto, as originally financed by Bond Ordinance 13-32, finally adopted on September 20, 2013	\$450,000	\$22,500	\$427,500	10 years
Appropriation:	\$450,000			
Bonds/Notes Authorized:	\$427,500			
Grants (if any) Appropriated:	None			
Section 20 Costs:	\$10,000			
Useful Life:	10.00 year			

**Bond Ordinance 14-16R 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 November 21, 2014 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to

run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Municipal Clerk's office at 6805 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 SUPPLEMENTAL FUNDING FOR THE RECONSTRUCTION AND/OR RESURFACING OF THE HOLGATE PARKING LOT DAMAGED BY HURRICANE SANDY IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$450,000 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 \$427,500; 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. Supplemental Funding for the Reconstruction and/or Resurfacing of the Holgate Parking Lot damaged by Hurricane Sandy; together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto, as originally financed by Bond Ordinance 13-32, finally adopted on September 20, 2013	\$450,000	\$22,500	\$427,500	10 years
Appropriation:	\$450,000			
Bonds/Notes Authorized:	\$427,500			
Grants (if any) Appropriated:	None			
Section 20 Costs:	\$10,000			
Useful Life:	10.00 year			

Passed on first reading at a regular meeting held on 5/9/14 and advertised in the ASBURY PARK PRESS issue of November 14, 2014.

OPEN PUBLIC HEARING

No Comments.

CLOSE PUBLIC HEARING

Motion to adopt Ordinance on Second Reading:

Motion: Ayes: Lattanzi, Mancini

Second: Nays:

2. Second Reading Ordinance 14-17R: **BOND ORDINANCE AUTHORIZING SUPPLEMENTAL FUNDING FOR THE REPLACEMENT AND/OR REPAIR OF VARIOUS CAPITAL EQUIPMENT IN THE NORTH BEACH RECREATION AREA DAMAGED BY HURRICANE SANDY 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 \$237,500; 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 \$250,000;

(b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$237,500; and

(c) a down payment in the amount of \$12,500 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 \$237,500, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$12,500, which amount represents the required down payment, 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 \$237,500 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 \$237,500 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 \$10,000.

**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 of 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 Obligation</u>	<u>Period of Usefulness</u>
A. Supplemental Funding for the Replacement and/or Repair of Various Capital Equipment in the North Beach Recreational Area damaged by Hurricane Sandy; together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto, as originally financed by Bond Ordinance 13-35, finally adopted on September 20, 2013	\$250,000	\$12500	\$237,500	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 \$237,500 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 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:** May 9, 2014

**Date of Final Adoption:** May 23, 2014

**Notice of Pending Bond Ordinance 14-17 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 May 9, 2014. 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 May 23, 2014, at 4:00 P.M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Municipal Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: **BOND ORDINANCE AUTHORIZING SUPPLEMENTAL FUNDING FOR THE REPLACEMENT AND/OR REPAIR OF VARIOUS CAPITAL EQUIPMENT IN THE NORTH BEACH RECREATION AREA DAMAGED BY HURRICANE SANDY 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 \$237,500; 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. Supplemental Funding for the Replacement and/or Repair of Various Capital Equipment in the North Beach Recreational Area damaged by Hurricane Sandy; together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto, as originally financed by Bond Ordinance 13-35, finally adopted on September 20, 2013	\$250,000	\$12,500	\$237,500	15 years

Appropriation: \$250,000  
 Bonds/Notes Authorized: \$237,500  
 Grants (if any) Appropriated: None  
 Section 20 Costs: \$10,000  
 Useful Life: 15.00 years

**Bond Ordinance 14-17 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 May 23, 2014 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Municipal Clerk's office at 6805 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 SUPPLEMENTAL FUNDING FOR THE REPLACEMENT AND/OR REPAIR OF VARIOUS CAPITAL EQUIPMENT IN THE NORTH BEACH RECREATION AREA DAMAGED BY HURRICANE SANDY 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 \$237,500; 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. Supplemental Funding for the Replacement and/or Repair of Various Capital Equipment in the North Beach Recreational Area damaged by Hurricane Sandy; together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto, as originally financed by Bond Ordinance 13-35, finally adopted on September 20, 2013	\$250,000	\$12,500	\$237,500	15 years

Appropriation: \$250,000  
 Bonds/Notes Authorized: \$237,500  
 Grants (if any) Appropriated: None

Section 20 Costs: \$10,000  
Useful Life: 15.00 year

Passed on first reading at a regular meeting held on 5/9/14 and advertised in the ASBURY PARK PRESS issue of November 14, 2014.

OPEN PUBLIC HEARING

No comments.

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 14-17 on Second Reading:

Motion: Ayes: Lattanzi, Mancini

Second: Nays:

**ADOPTIONS & APPROVALS**

3. Resolution 14-1121.01: Support Assembly Bill A-3390:  
Allow personal service be made to adjoining municipalities via email for land use or zoning matters

**RESOLUTION 14-1121.01**

**RESOLUTION OF THE TOWNSHIP OF LONG BEACH COUNTY OF OCEAN, STATE OF NEW JERSEY, SUPPORTING ASSEMBLY BILL NO. 3390**

**WHEREAS**, currently under N.J.S.A 40:55D-1 5 notice by personal service or certified mail must be made to the Clerk of an adjoining municipality of all hearings on the adoption, revision or amendment of a development regulation involving property situated within 200 feet of the adjoining municipality at least 10 days prior to the date of that hearing; and

**WHEREAS**, notice by personal service or certified mail must also be made to the county planning board of all hearings on the adoption, revision or amendment of any development regulation at least 10 days prior to the date of the hearing, and the adoption, revision, or amendment of the municipal capital improvement program or municipal official map not more than 30 days after the date of that adoption, revision or amendment; and

**WHEREAS**, the provisions of this bill would allow for service under these two circumstances to an adjoining municipality, or to a county-by-e-mail address with confirmed receipt of delivery within the required time frame and will constitute a "rebuttable presumption of confirmation that the e-mail was delivered"; and

**WHEREAS**, as presently stated under Statute, sending notice by certified mail to all necessary parties is costly and time consuming.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach supports A-3390 as written as it will make the notification process more cost effective and less time consuming; and

**BE IT FURTHER RESOLVED** that a certified copy of this resolution shall be sent to the following:

Ninth Legislative District 620  
West Lacey Road. Forked River,  
NJ 08731

Tenth Legislative District 852  
Highway 70  
Brick, NJ 08724

All Ocean County Municipalities

4. Resolution 14-1121.02: Approve a billing status change to a sewer account

**RESOLUTION 14-1121.02**

**WHEREAS**, the following Sewer 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

<b><u>BLOCKLOT/QUAL</u></b>	<b><u>ACCT #/ACCTYEAR</u></b>	<b><u>CANCEL/CHANGE</u></b>	<b><u>AMOUNT</u></b>
11.15 7	3552-0/Sew 2014	Standby Credit	\$265.50

**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.

5. Resolution 14-1121.03: Approve revised Emergency Management Re-Entry Plan: New re-entry placards shall be issued

**RESOLUTION 14-1121.03**

**ACKNOWLEDGING AN UPDATE TO THE LONG BEACH ISLAND RE-ENTRY PLAN FOR THE TOWNSHIP OF LONG BEACH**

**WHEREAS** the Township of Long Beach adopted, as part of the Emergency Operation Plan maintained by the Office of Emergency Management, a re-entry plan pursuant to Resolution 10-0305.02; and

**WHEREAS** the Emergency Management groups from the Island municipalities and Stafford Township provide a framework of cooperation for the orderly re-entry to Long Beach Island in the case of an evacuation; and

**WHEREAS**, it has been determined the current re-entry plan requires various updates and the issuance of new re-entry placards is necessary; and

**WHEREAS**, the cost of the new re-entry placards shall be shared amongst the municipalities pursuant to Resolution 10-0507.13, with the Borough of Beach Haven acting as lead agency.

**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 attached Long Beach Island Re-Entry Plan (Schedule A), be and is hereby adopted as part of the Long Beach Township Emergency Operation Plan.

**BE IT FURTHER RESOLVED** as follows:

The original re-entry plan was dated March 2010.

The revised Re-Entry Plan shall be dated October 2014.

The Long Beach Island Re-Entry Plan shall continue to be reviewed and updated from time to time whenever necessary and in coordination with all municipalities.

Certified copies of this resolution shall be sent to all Island municipalities and Stafford Township.

6. Resolution 14-1121.04: Approve various personnel actions

**RESOLUTION 14-1121.04**

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

Approve the end of a Family Medical Leave of Absence (FMLA) for DH retro-active July 8<sup>th</sup>, 2014.

Approve the end of a Family Medical Leave of Absence (FMLA) for BG retro-active May 7<sup>th</sup>, 2014.

Approve the end of a Family Medical Leave of Absence (FMLA) for GC retro-active September 18<sup>th</sup>, 2014.

**POLICE**

Approve the hiring and attendance of the following employees to the Ocean County Class II Academy to become Class II Special Law Enforcement Officers at the minimum wage rate of \$8.25 per hour to be paid from the Police Salary & Wage effective December 8, 2014

Zeffen Bazerque

John Reed

Keith Smith

**TRANSPORTATION**

Authorize a one-time stipend in the amount of \$5,000.00 for additional duties for organizing the Long Beach Island Transportation System to be paid from Transportation Salary & Wage effective November 22, 2014.

Paul H. Vereb

Motion to approve Items 3 thru 6:

Motion: Ayes: Lattanzi, Mancini

Second: Nays:

**LICENSES & PERMITS**

7. Resolution 14-1121.05: Approve a place to place transfer:

Brant Beach Yacht Club

(extension of licensed area:

dock and bay beach area)

**RESOLUTION 14-1121.05**

**RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING AND APPROVING A PLACE-TO-PLACE TRANSFER (EXPANSION) OF LIQUOR LICENSE NO. 1517-31-008-001 BRANT BEACH YACHT CLUB**

**WHEREAS**, the New Jersey Alcoholic Beverage Law, N.J.S.A. 33:1-1, et seq., requires that a governing body must approve a transfer of a liquor license from one person to another or from one place to another; and

**WHEREAS**, Brant Beach Yacht Club, has applied for a place-to-place transfer of License No. 1517-31-008-001 in regard to the transfer of said license premise 6106 Bayview Ave., due to an expansion of the licensed premises.

**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 a place-to-place transfer of the License No. 1517-31-008-001 for Brant Beach Yacht Club, is hereby approved and authorized by the Board of Commissioners of the Township of Long Beach.

2. That the transferee shall comply with all requirements of the New Jersey Alcoholic Beverage Law, N.J.S.A. 33:1-1, et seq., as well as the regulations of the Division of Alcoholic Beverage Control.

3. That a certified copy of this resolution be forwarded to the Division of Alcoholic Beverage Control and Brant Beach Yacht Club.

Motion to approve Item 7:

Motion: Ayes: Lattanzi, Mancini

Second: Nays:

**PURCHASES, CONTRACTS & AWARDS**

8. Resolution 14-1121.06: Approve a Shared Service Agreement with Beach Haven Borough for (1) LPR and use of PIPS Server;  
December 2014 - \$41.66;  
Jan – Dec 2015 - \$500.00

**RESOLUTION 14-1121.06**

**RESOLUTION AUTHORIZING A SHARED SERVICE AGREEMENT WITH THE BOROUGH OF BEACH HAVEN AND THE TOWNSHIP OF LONG BEACH ACTING AS THE LEAD AGENCY, FOR ACCESS TO THE POLICE DEPARTMENT PEARPOINT IMAGE PROCESSING SYSTEMS SERVER IN ORDER TO OBTAIN LICENSE PLATE RECOGNITION DATA**

**WHEREAS**, the Township of Long Beach has agreed with the Borough of Beach Haven to enter into a Shared Services Agreement for access to the Long Beach Township Police Department "P.I.P.S." Server in order to obtain License Plate Recognition information; and

**WHEREAS**, the said Shared Services Agreement provides that the participating member shall pay to Long Beach Township a pro-rated fee of \$41.66 per unit until December 31, 2014 and \$500.00 per unit for the 2015 calendar year for use of the "P.I.P.S." Server for License Plate Recognition data.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach, a municipal corporation of the State of New Jersey, at a regular meeting held Friday November 21, 2014 that the Mayor and Municipal Clerk are hereby authorized and directed to enter into a Shared Service Agreement 2015 with the Borough of Beach Haven effective November 21, 2014 through December 31, 2015.

Motion to approve Item 8:

Motion: Ayes: Lattanzi, Mancini

Second: Nays:

**FINANCIAL APPROVALS**

9. Resolution 14-1121.07: Authorize application to the Local Finance Board:  
2015 NJ Environmental Infrastructure Trust Project(s)  
funding

**RESOLUTION NO. 14-1121.07**

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE NEW JERSEY LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 58:11B-9(a) AND N.J.S.A. 40A:2-26(e)**

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**BACKGROUND**

**WHEREAS**, the Board of Commissioners of the Township of Long Beach, County of Ocean, New Jersey ("Township"), desire to make application to the New Jersey Local Finance Board for its approval of the Township's 2015 New Jersey Environmental Infrastructure Trust financing pursuant to: (i) N.J.S.A. 58:11B-9(a); and (ii) N.J.S.A. 40A:2-26(e); and

**WHEREAS**, the Township believes:

- (a) it is in the public interest to accomplish such purpose;
- (b) said purpose or improvements are for the health, welfare, convenience or betterment of the inhabitants of the Township;
- (c) the amounts to be expended for said purpose or improvements are not unreasonable or exorbitant; and
- (d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the Township and will not create an undue financial burden to be placed upon the Township.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, AS FOLLOWS:

**Section 1.** The application to the New Jersey Local Finance Board is hereby approved, and the Township's Bond Counsel, Solicitor and Auditor along with other representatives of the Township, are hereby authorized to prepare such application and to represent the Township in matters pertaining thereto.

**Section 2.** The Municipal Clerk is hereby directed to prepare and file a copy of this resolution with the New Jersey Local Finance Board as part of such application.

**Section 3.** The New Jersey Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey law.

10. Resolution 14-1121.08: Approve the acceptance of a Performance Bond:  
LUB -43-14; Block 7.23 Lot 20 \$13,750.00

**RESOLUTION 14-1121.08**

**WHEREAS,** the Township of Long Beach has received from Jeffrey and Joan Konnor, Cashier's Check #52258505-5 drawn on TD Bank, dated November 13, 2014 in the amount of Thirteen Thousand Seven Hundred Fifty Dollars (\$13,750.00), representing the required Performance Bond for Minor Subdivision #LUB-43-14, Block 7.23, Lots 20, 21 & 21.01 (120 W. Ohio Avenue, Haven Beach, NJ); and

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

11. Resolution 14-1121.09: Approve various appropriation transfers

**RESOLUTION 14-1121.09**

**WHEREAS,** the New Jersey statutes provide for the making of reserve appropriation transfers between the period of November 1, 2014 and December 31, 2014; 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
Dir of Rev & Fin	O&E	4-01-20-100-100	\$ 1,400.00
Publicity	O&E	4-01-20-101-100	\$ 1,200.00
Mun Clerk	O&E	4-01-20-120-100	\$ 5,000.00
Mun Clerk- codes	O&E	4-01-20-120-105	\$ 2,500.00
Advertising	O&E	4-01-20-120-100	\$ 24,000.00
Financial Admin	S&W	4-01-20-130-011	\$ 25,000.00
Financial Admin	O&E	4-01-20-130-100	\$ 5,000.00
Purchasing	O&E	4-01-20-131-100	\$ 500.00
Tax Assessment	S&W	4-01-20-150-011	\$ 15,000.00
Tax Assessment	O&E	4-01-20-150-011	\$ 25,000.00
Lobbyist	O&E	4-01-20-156-100	\$ 2,000.00
Consulting Services	O&E	4-01-20-158-100	\$ 25,000.00
Land Use	O&E	401-21-180-100	\$ 8,000.00
Construction Code	O&E	4-01-22-195-100	\$ 15,000.00
Other Insurance	O&E	4-01-23-210-000	\$ 1,100.00
Unemployment Ins	O&E	4-01-23-225-000	\$ 5,000.00
Police	S&W	4-01-25-240-011	\$275,000.00
Dir of Pub Works/Prop	O&E	4-01-26-200-100	\$ 1,000.00
Sanitary Landfill	O&E	4-01-26-306-100	\$ 50,000.00
Recycling	S&W	4-01-26-307-011	\$ 25,000.00
<b>TOTAL</b>			<b>\$ 511,700.00</b>
TO:	DEPT:	ACCT#	AMOUNT
Tax Collection	O&E	4-01-20-145-100	\$ 900.00
Legal Services	O&E	4-01-20-155-100	\$104,000.00
Public Works	O&E	4-01-26-302-100	\$129,500.00
Interest on Notes	O&E	4-01-45-935-000	\$ 2,300.00
Police	O&E	4-01-25-240-100	\$275,000.00

<b>TOTAL</b>			<b>\$511,700.00</b>

12. Resolution 14-1121.10: Approve Bills & Payroll  
 Bills in the amount of: \$ 2,765,277.86  
 Payroll in the amount of: \$ 421,671.47

**RESOLUTION 14-1121.10**

**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 \$ 421,671.47.

**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 \$2,765,277.86 be and the same are hereby authorized to be paid on Friday, November 21, 2014.

2. The said approved payroll amounting to the sum of \$ 421,671.47 be and the same are hereby authorized to be paid on Friday, November 21, 2014.

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 9 thru 12:

Motion: Ayes: Lattanzi, Mancini

Second: Nays:

**Mayor Mancini** stated the Tax Collector Reports for the months of August and September 2014 are on file in the Municipal Clerk's Office.

**COMMISSIONERS' REPORTS**

**Commissioner Lattanzi** had no comments.

**Mayor Mancini** stated law suits have been filed regarding eminent domain and the Attorney General's office would be defending the Twp. at no cost.

**Mayor Mancini** read the Police Report:

- The police department continued to investigate reported acts of electronic financial fraud. They strongly advised not to conduct financial business by phone, computer or mail with unknown sources.
- The winter weather was impacting our community, numerous homes had water pipes freeze and burst. Please winterize your homes.
- Please help promote traffic safety. Follow posted speeds and drive in the right lane unless passing. This leads to the efficient and timely flow of traffic and lets our fire, first aid and police personnel travel unimpeded to emergencies.
- Volunteer fire department and first aid squad members were still needed. Please consider joining and help your community staff with these essential services. Call 361-2052 for information.
- Long Beach Island communities were finalizing the new Re-entry Placard System for Emergency Management mandated evacuations. Distribution information will be available Island-wide in the near future. Check our website for the most current information.

**Mayor Mancini** also stated Pinto Brothers would pick trash on Wednesday instead of Thursday (Thanksgiving Day).

**OPEN PUBLIC SESSION**

**Don O'Brien**, Brant Beach, asked when the beach project would begin.

**Mayor Mancini** replied Great Lakes was the low bidder although there had been no contract award yet; should be an eighteen-month project.

**Bill Kunz**, Brant Beach asked the Mayor to introduce Kyle Ominski as Administrator.

**Mayor Mancini** did so.

**CLOSE PUBLIC SESSION**

Motion for adjournment at 4:12 pm.

Motion: Ayes: Lattanzi, Mancini

Second: Nays:

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Lynda J. Wells, RMC  
Municipal Clerk

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Joseph H. Mancini, Mayor

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Ralph H. Bayard, Commissioner

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Dr. Joseph P. Lattanzi, Commissioner