

MINUTES
REGULAR SESSION BOARD OF COMMISSIONERS DECEMBER 16, 2011
Flag Salute

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

Clerk called 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
Teresa S. Sgro, 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 1st 2010; and filed with the Municipal Clerk.

Motion: To dispense with the reading of the minutes of the December 2, 2011 meeting and to approve the same as recorded in the minute book:

Motion: Lattanzi Ayes: Lattanzi, Mancini

Second: Mancini Nays:

AGENDA

ORDINANCES/PUBLIC HEARINGS

1. Second Reading Ordinance 11-47C: **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 and Chapter 205 define the term PRONOUNCED UNIFORMITY.**

THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH DO ORDAIN:
STATEMENT OF PURPOSE

The purpose of this Ordinance is to insert in the two (2) chapters which utilize the term "PRONOUNCED UNIFORMITY" a definition of that term as it is used in those two chapters. The definition will define the term to be that where in any given block there is exact conformity in the alignment of a majority of existing buildings that shall be construed as meaning "PRONOUNCED UNIFORMITY".

SECTION I

§51-3 of an Ordinance entitled, "**Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)**" is hereby amended by the insertion following the definition of Oceanfront Building Line of the following definition for "PRONOUNCED UNIFORMITY":

PRONOUNCED UNIFORMITY- where the term pronounced uniformity is used in this chapter it shall mean that where in any given block there is exact uniformity in the alignment of a majority of the existing buildings in the given block that shall be construed as meaning a pronounced uniformity for purposes of the application of this chapter.

SECTION II

§205-2 of an Ordinance entitled, "**Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)**" is hereby amended by the insertion following the definition of "PLANNING BOARD" and before the definition of "SIGN" of the following definition of "PRONOUNCED UNIFORMITY":

PRONOUNCED UNIFORMITY- where the term pronounced uniformity is used in this chapter it shall mean that where in any given block there is exact uniformity in the alignment of a majority of the existing buildings in the given block that shall be construed as meaning a pronounced uniformity for purposes of the application of this chapter.

SECTION III

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

SECTION IV

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 V

This Ordinance shall take effect only after publication thereof after final passage according to law.

Lynda Wells, Municipal Clerk explained this ordinance was passed on first reading at a regular meeting held on November 18, 2011 and advertised in the BEACH HAVEN TIMES issue of November 23, 2011.

OPEN PUBLIC HEARING

No comments

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 11-47C on Second Reading:

Motion: Lattanzi Ayes: Lattanzi, Mancini

Second: Mancini Nays:

2. Second Reading Ordinance 11-48: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED: "AN ORDINANCE FIXING AND DETERMINING THE ANNUAL SALARIES, DESIGNATING HOLIDAYS AND PROVIDING FOR OVERTIME COMPENSATION OF CERTAIN OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY".**

THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, IN THE COUNTY OF OCEAN, DO ORDAIN:

STATEMENT OF PURPOSE

THIS ORDINANCE IS THE ANNUAL ADJUSTMENT TO SALARY RANGES FOR ALL EMPLOYEES. NEW JERSEY DEPARTMENT OF PERSONNEL REQUIRES THAT EVERY POSITION HAS A RANGE ESTABLISHED THAT EACH SALARY WILL FALL WITHIN.

SECTION 1. Ordinance No.77-1, as amended, the title of which is set forth in full in the title hereof, is hereby further amended regarding the annual salaries of the officers and employees of the Township of Long Beach as follows:

COLLECTION OF TAXES

| | | |
|-----------------------------------|-----------|-----------|
| Assistant Municipal Tax Collector | 25,000.00 | 55,000.00 |
|-----------------------------------|-----------|-----------|

| | | |
|-----------------------------------------------|-----------------------|-----------------------|
| <u>STATE UNIFORM CONSTRUCTION CODE</u> | <u>MINIMUM</u> | <u>MAXIMUM</u> |
|-----------------------------------------------|-----------------------|-----------------------|

| | | |
|-----------------------|-----------|-----------|
| Construction Official | 35,000.00 | 90,000.00 |
|-----------------------|-----------|-----------|

MUNICIPAL COURT

| | | |
|--------------|-----------|-----------|
| Docket Clerk | 25,000.00 | 50,000.00 |
|--------------|-----------|-----------|

BOARD OF HEALTH

| | | |
|--------------------------------------------|-----------|-----------|
| Registered Environmental Health Specialist | 25,000.00 | 55,000.00 |
|--------------------------------------------|-----------|-----------|

| | | |
|-----------------------------------------------|-----------------------|-----------------------|
| <u>MISCELLANEOUS TOWNSHIP SERVICES</u> | <u>MINIMUM</u> | <u>MAXIMUM</u> |
|-----------------------------------------------|-----------------------|-----------------------|

| | | |
|-------|-----------|-----------|
| Clerk | 25,000.00 | 65,000.00 |
|-------|-----------|-----------|

| | | |
|--------------|-----------|-----------|
| Clerk-Typist | 25,000.00 | 55,000.00 |
|--------------|-----------|-----------|

| | | |
|------------------|-----------|------------|
| Beach Supervisor | 35,000.00 | 115,000.00 |
|------------------|-----------|------------|

POLICE DEPARTMENT

| | | |
|--------------|------------|------------|
| Police Chief | 120,000.00 | 175,000.00 |
|--------------|------------|------------|

| | | |
|----------------|------------|------------|
| Police Captain | 105,000.00 | 150,000.00 |
|----------------|------------|------------|

| | | |
|-------------------|-----------|------------|
| Police Lieutenant | 95,000.00 | 140,000.00 |
|-------------------|-----------|------------|

| | | |
|-----------------|-----------|------------|
| Police Sergeant | 85,000.00 | 120,000.00 |
|-----------------|-----------|------------|

| | | |
|----------------|-----------|------------|
| Police Officer | 32,000.00 | 110,000.00 |
|----------------|-----------|------------|

| | | |
|------------------------------------|-----------|-----------|
| Senior Police Records Clerk Typing | 27,000.00 | 55,000.00 |
|------------------------------------|-----------|-----------|

| | | |
|-----------------------------|-----------|-----------|
| Police Records Clerk Typing | 24,000.00 | 45,000.00 |
|-----------------------------|-----------|-----------|

PUBLIC WORKS AND PROPERTY

| | | |
|-------------------------------------------------------|-----------|------------|
| Street Superintendent and Superintendent Public Works | 40,000.00 | 120,000.00 |
|-------------------------------------------------------|-----------|------------|

| | | |
|---------------------------------------|-----------|------------|
| Assistant Public Works Superintendent | 30,000.00 | 105,000.00 |
|---------------------------------------|-----------|------------|

ROAD REPAIRS AND MAINTENANCE

| | | |
|----------------------------|-----------|-----------|
| Supervising Road Inspector | 35,000.00 | 95,000.00 |
|----------------------------|-----------|-----------|

| | | |
|----------------------|-----------|-----------|
| Sanitation Inspector | 25,000.00 | 55,000.00 |
|----------------------|-----------|-----------|

SECTION II. All Ordinances inconsistent with the terms of this Ordinance are to the extent or such inconsistency, superseded and repealed. In the event that any section, sentence or clause or this Ordinance shall be declared unconstitutional by a court of competent jurisdiction, such declaration shall not in any manner prejudice the enforcement or the remaining provisions.

SECTION VI. This ordinance shall take effect January 1, 2012.

Lynda Wells, Municipal Clerk explained this ordinance was passed on first reading at a regular meeting held on December 2, 2011 and advertised in the BEACH HAVEN TIMES issue of December 7, 2011.

OPEN PUBLIC HEARING

No comments

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 11-48 on Second Reading:

Motion: Lattanzi Ayes: Lattanzi, Mancini

Second: Mancini

Nays:

3. First Reading Ordinance 11-49C: **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 SECTION 205-56B(2)(a) SPECIFIES WHERE ENGINEERING PLANS ARE REQUIRED AND WHERE THEY MAY BE UNNECESSARY.**

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

STATEMENT OF PURPOSE

The purpose of this Ordinance is to make clear and definite where engineering plans are or may be required with applications for the installation of impervious lot coverage. The Ordinance also provides for the maximum amount of impervious lot coverage on any lot.

SECTION I

§205-56B(2)(a) of an Ordinance entitled, "**Code of the Township of Long Beach, County of Ocean, State of New Jersey, (1997)**" is hereby repealed and in lieu and instead thereof the following is hereby adopted:

(2) (a) The Director of Construction, Inspection and Zoning Department may require an engineering plan as hereinabove called for in this Section on any oceanfront property, any bay front property, any property where the installation of impervious lot coverage shall exceed 5,000 square feet, any property which has received a soil erosion permit issued by the Township Engineer and where he may reasonably believe formal engineering inspection is required. No such engineering plan shall be required, however, where the application submitted by the applicant includes a current survey dated within one (1) year of the application prepared by a New Jersey Licensed Land Surveyor demonstrating that the total impervious lot coverage following the installation of any coverage pursuant to the permit shall not exceed seventy-five percent (75%) of the entire lot and the impervious lot coverage to be installed pursuant to the permit application is 500 square feet or less and the lot is not one of the lots which this section mandates engineering review.

(b) In no event shall impervious lot coverage be permitted which shall exceed seventy-five percent (75%) of the entire lot no more than sixty percent (60%) of the required front yard setback of any lot area may be covered with impervious material.

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 only after publication thereof after final passage according to law.

Lynda Wells, Municipal Clerk explained the purpose of this Ordinance was to provide application procedure for the installation of impervious lot coverage and also provides for the maximum amount of impervious lot coverage on any lot.

Motion to approve Ordinance 11-49C on First Reading:

Motion: Lattanzi

Ayes: Lattanzi, Mancini

Second: Mancini

Nays:

ADOPTIONS AND APPROVALS

4. Resolution 11-1216.01: Authorize the Tax Assessor and Twp. Solicitor to act as agents for 2012 with regards to Tax Appeals

RESOLUTION 11-1216.01

WHEREAS, from time to time the Tax Assessor discovers an error in calculation, transposing, measurement, or typographical errors, in the tax assessments on the tax list after the time the County Board of Taxation has certified the tax rates for the tax year or a property becomes subject to a roll-back assessment; and

WHEREAS, the governing body of the Taxing District of the Township of Long Beach is desirous that every taxpayer pays his fair share of taxes; and

WHEREAS, if the above discovered errors are not corrected or a roll-back assessment not applied, the taxpayers affected would not be paying their fair share of taxes; and

WHEREAS, the method for correcting such errors is to file a Petition of Appeal or Complaint with the Ocean County Board of Taxation.

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Taxing District of the Township of Long Beach that Tracy A. Hafner, Certified Tax Assessor, and / or the firm of Shackleton & Hazeltine is hereby authorized to act as the agents for the Taxing District during the Year of 2012 and file a Petition of Appeal or Complaint with the Ocean County Board of Taxation to correct such assessments to the proper value and that a copy of any Petition of Appeal or Complaint filed with the Ocean County Board of Taxation under this Resolution be filed with the Municipal Clerk.

BE IT FURTHER RESOLVED that the Certified Tax Assessor or the firm of Shackleton & Hazeltine is hereby authorized to execute stipulations of settlement on any tax appeal or complaint filed by the taxing district or by a taxpayer in the tax year 2012; and

That a certified copy of this Resolution be forwarded to the Ocean County Board of Taxation with any such Petition of Appeal.

5. Resolution 11-1216.02: Authorize an application for the 2010 Municipal Recycling Tonnage Grant: Angela Anderson, Recycling Coordinator.

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grants may be made to Municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new Municipal recycling programs and to continue and expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on Municipalities certain requirements as a condition for applying for tonnage grants, including, but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the Municipality; and

WHEREAS, a resolution authorizing this Municipality to apply for such tonnage grants will memorialize the commitment of this Municipality to recycling and indicate the assent of the Board of Commissioners of Long Beach Township to the efforts undertaken by the Municipality and the requirements contained in the Recycling Act and Recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure that the application is properly completed and filed.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 16th day of December, 2011, that the Township of Long Beach hereby endorses the submission of a 2010 Municipal Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection Agency Office of Recycling and designates Angela Anderson, Recycling Coordinator, to ensure that the said application is properly filed.

Lynda Wells, Municipal Clerk explained that the application would be for the prior year.

6. Resolution 11-1216.03: Authorize fee for impervious surface coverage applications pursuant to Section 205-56B(2) of the Code of the Township of Long Beach; \$500.00 per application

RESOLUTION FIXING FEE FOR IMPERVIOUS SURFACE COVERAGE APPLICATIONS PURSUANT TO SECTION 205-56B(2) OF THE CODE OF THE TOWNSHIP OF LONG BEACH.

FIRST WHEREAS, §205-56B(2) provides that where applications are made for impervious coverage:

“ * * * The application shall be accompanied by a fee in an amount, as the Board of Commissioners of the Township of Long Beach may by Resolution, from time to time fix. The amount shall be sufficient to compensate the Township for any review fees billed by the Township Engineer for review and approval of the design plan prior to the issuance of any permit for impervious surface coverage. In fixing the fee the Board of Commissioners of the Township of Long Beach shall include sufficient amount to compensate the Township of Long Beach for a reasonable administrative expenses in receiving and approving any such application. * * * ”

; and

SECOND WHEREAS, the Board of Commissioners of the Township of Long Beach has yet to establish the requisite application fee called for in that section of the Ordinance; and

THIRD WHEREAS, the Board of Commissioners has conferred with the Director of the Construction and Zoning Department and have conferred among themselves; and

FOURTH WHEREAS, the Board of Commissioners has determined that a reasonable fee in order to satisfy the requirements of §205-56B(2) is Five Hundred Dollars (\$500.00).

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 December 16, 2011 that there shall be and is hereby fixed as the amount of the fee called for in §205-56B(2) of the revised general Ordinances of the Township of Long Beach the sum of Five Hundred Dollars (\$500.00) for each and every application.

7. Resolution 11-1216.04: Approve personnel actions

BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach: Approve a paid intermittent Family Medical Leave of Absence / Family Leave of Absence (FMLA/FLA) for SB effective retro-active to December 12, 2011.

POLICE

Approve a stipend for Patrolman Neil Rojas for receiving his EMT Certification in accordance with the PBA contract. Annual amount of \$2,000.00 shall be pro-rated from the effective date of December 8, 2011 thru December 31, 2011.

8. Resolution 11-1216.05 Authorize the Municipal Clerk to advertise for bids for:

- Emergency Electrical Repairs 2012
- Emergency Water/Sewer Repairs 2012
- Furnish, haul and deliver beach sand 2012

Rental of dozers and loaders with and without operators

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 advertise for bids for the following:

Emergency Electrical Repairs 2012
Emergency Water/Sewer Repairs 2012
Rental of Dozers and Loaders with or without Operators
Furnish, Haul, and Deliver Beach Sand 2012

Motion to approve Items 4 thru 8:

Motion: Lattanzi Ayes: Lattanzi, Mancini

Second: Mancini Nays:

PURCHASES, CONTRACTS AND AWARDS

9. Resolution 11-1216.06: Authorize a 2-year (2012 - 2013) contract for the supply and delivery of natural gas as per the Stafford Co-Op Pricing System: Hess: \$1.49000/Dekatherm with a 2-year option to extend

RESOLUTION AUTHORIZING A CONTRACT FOR THE SUPPLY AND DELIVERY OF NATURAL GAS BASED ON THE PROCUREMENT OBTAINED THROUGH THE REVERSE ON-LINE AUCTION CONDUCTED BY THE STAFFORD TOWNSHIP COOPERATIVE PRICING SYSTEM

WHEREAS, Long Beach Township is a participating entity of the Stafford Township Cooperative Pricing System, Identifier #33-OCCP-2010-036; and

WHEREAS, the Township wishes to utilize the Stafford Township Cooperative Pricing System to contract with Hess Corporation for the supply and delivery of natural gas as may be required for various municipal structures, procured pursuant to the reverse on-line auction (RFB 2011-035) conducted on November 29th 2011; and

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

WHEREAS, Hess Corporation, 1101 Laurel Oak Road, Suite 160, Voorhees, NJ 08043 was the lowest qualified bidder whose bid agreed to extend its prices for the supply and delivery of natural gas to the Stafford Township Cooperative Pricing Members.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach at a regular meeting held Friday, December 16, 2011 authorizes a contract for the supply and delivery of natural gas described above as follows:

- Effective through December 31, 2013, with an option to extend said contract for one (1) two-year period, or two (2) one-year periods, for the supply and delivery of natural gas pursuant to the bid specifications at the upcharge unit price of \$1.49000/Dekatherm.
- Pursuant to RFB 2011-035, the upcharge unit price is \$1.49000/Dekatherm and the natural gas commodity cost is \$3.822 for a total cost of \$5.312/Dekatherm that has been locked-in through December 31, 2012.
- The Stafford Township Cooperative Pricing System, in conjunction with the recommendation of Birdsall Services Group, shall consider a lock-in price for the upcharge unit price per Dekatherm for the period January 1, 2013 through December 31, 2013.
- On December 31, 2013, should the renewal option be agreed to by both parties under the provisions of N.J.S.A. 40A:11-15, the index rate shall be the basis to determine the appropriate increase in the contract price.

10. Resolution 11-1216.07: Approve the purchase of a digital recording system for the Municipal Court, per quote:
Gramco Word Processing, Inc.: \$5,349.00

A RESOLUTION AUTHORIZING THE PURCHASE, DELIVERY, INSTALLATION AND TRAINING, OF ONE (1) LIBERTY VERSION 6.2 FOUR-CHANNEL DIGITAL RECORDING SYSTEM FOR THE MUNICIPAL COURT IN THE TOWNSHIP OF LONG BEACH, PER QUOTE

WHEREAS, in accordance with N.J.S.A. 40:A11-6.1, the Long Beach Township Municipal Court Administrator solicited quotations to purchase, deliver, install and train court personnel for one (1) Liberty Version 6.2 Four Channel Digital Recording System; and

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

| | |
|--------------------------------|---------------------------|
| OBS | No quote received |
| Knight Data Com | \$6,450.00 dated 11-30-11 |
| Gramco Business Communications | \$5,849.00 dated 11-21-11 |

WHEREAS, the quotations have been reviewed by the Board of Commissioners of the Township of Long Beach and it has been determined that Gramco Business Communications gave the lowest qualified quotation in accordance with the specifications, said quotation not to exceed Five Thousand Eight Hundred Forty Nine Dollars (\$5,849.00); and

WHEREAS, it is in the public interest of the Township of Long Beach to approve the issuance of a purchase order to Gramco Business Communication for the purchase, delivery, installation and training of court personnel for one (1) Liberty Version 6.2 Four Channel Digital Recording System; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriation: Account #C-04-55-300-020 in the amount of \$5,349.00.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, at a regular meeting held this 16th day of December 2011 that:

Gramco Business Communication
1149 Bloomfield Avenue
Clifton, NJ 07102

be issued a purchase order in an amount not to exceed Five Thousand Eight Hundred Forty Nine Dollars (\$5,849.00) as per the quotation dated November 21, 2011, to purchase, deliver, install and train court personnel for one (1) Liberty Version 6.2 Four Channel Digital Recording System.

11. Resolution 11-1216.08: Authorize a Shared Resource Agreement with the Borough of Beach Haven: Beach Haven shall use LBT street sweeper at the rate of \$533.16/day as needed

RESOLUTION AUTHORIZING THE EXECUTION OF A SHARED RESOURCES AGREEMENT BETWEEN THE TOWNSHIP OF LONG BEACH AS LEAD AGENCY AND THE BOROUGH OF BEACH HAVEN FOR THE USE OF ONE (1) STREET SWEEPER WITH DRIVER/OPERATOR.

WHEREAS, the Shared Services Act, N.J.S.A. 40A:65-4(3)b. authorizes two or more municipalities to enter into a mutual service agreement for the provision of certain governmental services; and

WHEREAS, the Township of Long Beach and the Borough of Beach Haven wish to enter into a Shared Services/Resources Agreement, with Long Beach Township as the Lead Agency, for the use of one (1) Street Sweeper with Driver/Operator; and

WHEREAS, the Township of Long Beach has adopted Ordinance 11-44 effective December 13th 2012 which sets forth funding for the purchase of (2) Street Sweepers; and

WHEREAS, the Township of Long Beach has been approved for grant monies designated under the Barnegat Bay Stormwater Initiative Project #BBE-2 that shall be used for the purchase of (2) Street Sweepers pursuant to Ordinance 11-44; and

WHEREAS, the Township of Long Beach has determined the cost to operate the Street Sweeper with (1) Driver/Operator is \$533.16 per day; and

WHEREAS, the Borough of Beach Haven has agreed to enter into a Shared Services/Resources Agreement appended hereto as Exhibit "A" which would result in Borough of Beach Haven paying \$533.16 per day for the use of (1) Street Sweeper with Driver/Operator, as needed.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach at a regular meeting held Friday December 16, 2011, that the Agreement appended hereto as Exhibit "A" shall be executed by and between the Borough of Beach Haven and the Township of Long Beach with the same to be executed on behalf of the Township of Long Beach by Joseph H. Mancini, Mayor and attested to by Lynda Wells, RMC, Township Clerk with the seal of the Township of Long Beach affixed, and executed on behalf of the Borough of Beach Haven by Charles E. Maschal, Jr., Mayor and attested to by Sherry Mason, RMC, Township Clerk with the seal of the Borough of Beach Haven affixed.

12. Resolution 11-1216.09: Authorize a contract for the purchase and delivery of computer hardware for the Police Dispatch Department, per state contract; \$10,642.32

A RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR THE PURCHASE AND DELIVERY OF ONE (1) POWER VAULT TAPE LIBRARY, ONE (1) POWER EDGE R310 BACK-UP SERVER, AND TWO (2) 22" MONITORS WITH TWO (2) SOUND BARS FOR THE POLICE DISPATCH DEPARTMENT IN THE TOWNSHIP OF LONG BEACH, PER STATE CONTRACT

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

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

WHEREAS, Dell Marketing LP, ACH Electronic Payment, One Dell Way, Round Rock, TX 78682 has been awarded New Jersey State Contract No. 70256, Index #M-0483 for the WSCA Computer Contract effective October 17, 2007 through August 31, 2014; and

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

WHEREAS, the actual cost of for the purchase and delivery of one (1) Power Vault Tape Library, one (1) Power Edge R310 Server Back-up, and two (2) 22" Monitors with two (2) Sound Bars for the Police Dispatch Department in the Township of Long Beach is Ten Thousand Six Hundred Forty Two Dollars and Thirty Two Cents (\$10,642.32); and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this contract available as an appropriation created by: Police O/E #0-01-25-240-081; \$10,642.32.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that Dell Marketing LP, ACH Electronic Payment, One Dell Way, Round Rock, TX 78682 be awarded a contract for the purchase and delivery of one (1) Power Vault Tape Library, one (1) Power Edge R310 Server Back-up, and two (2) 22" Monitors with two (2) Sound Bars for the Police Dispatch Department in the Township of Long Beach in an amount not to exceed Ten Thousand Six Hundred Forty Two Dollars and Thirty Two Cents (\$10,642.32)

13. Resolution 11-1216.10: Award a professional service contract for architectural services

RESOLUTION AUTHORIZING AWARD OF A CONTRACT FOR PROFESSIONAL SERVICES

WHEREAS, the Township of Long Beach has a need to acquire the professional service listed below as a non-fair and open contract pursuant to the provisions of N.J.S.A.19:44A-20.4 or 20.5; and

WHEREAS, P.L. 195, Chapter 353 of the laws of the State of New Jersey provide that certain professional services are exempt from public bidding; and

WHEREAS, the Township of Long Beach wishes to award a contract without competitive bidding for professional services pursuant to NJSA 40A:11-5(a)(a)(i). Such contract and resolution is available for public inspection at the office of the Township Clerk.

WHEREAS, the statute defines professional services as services rendered by a person authorized by law to practice a recognized profession, which practice is regulated by law; and

WHEREAS, the listed services is a recognized profession, which profession is regulated by law; and

WHEREAS, the Board of Commissioners of Township of Long Beach has determined and certified in writing that the value of the services will not exceed \$17,500.00; and

WHEREAS, the CFO has provided certification of the availability of funds as per N.J.A.C. 5:30-5.4.

NOW, THEREFORE BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach authorizes the Mayor to enter into a contract with the Professional listed below as described herein effective through December 31, 2012; and

| <u>NAME</u> | <u>DESCRIPTION OF SERVICES</u> | <u>AMOUNT</u> |
|----------------------------|--------------------------------|---------------|
| Robert B. Roth, Jr., A.I.A | Architectural Services | \$5,395.00 |

BE IT FURTHER RESOLVED that the Municipal Clerk shall send a notice of the professional appointment and have same published at least once in the official newspaper of the Township of Long Beach and shall keep the resolution, contract, and certification on file for public inspection.

Motion to approve Items 9 thru 13:

Motion: Lattanzi Ayes: Lattanzi, Mancini

Second: Mancini Nays:

FINANCIAL APPROVALS

14. Resolution 11-1216.11: Approve a reverse change order #1 for the 2011 North Beach Sewer Replacement Project, P & A Construction in the amount of -\$13,970.00 (15% decrease)

RESOLUTION AUTHORIZING A CHANGE ORDER FOR THE 2011 SEWER MAIN REPLACEMENT PROJECT IN THE NORTH BEACH SECTION OF THE TOWNSHIP OF LONG BEACH

WHEREAS P&A Construction Co., Inc, was awarded a contract for the 2011 Sewer Main Replacement Project in the North Beach section of the Township of Long Beach per Resolution 11-0520.07, in the amount of Ninety Two Thousand Eight Hundred Ninety Four Dollars and Seventy Six Cents (\$92,894.76); and

WHEREAS, as a result of the final quantities utilized on the project, a final reverse change order has been prepared; and

WHEREAS, these changes have resulted in Reverse Change Order #1 of the original contract and has been approved and certified by the Municipal Engineer. Said detailed Certification contains all the facts associated with this Reverse Change Order in accordance with state statutes and is attached hereto.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach at a regular scheduled meeting, (not less than two-thirds (2/3) of the members thereof affirmatively concurring) this 16th day of December 2011 that P&A Construction Co., Inc., PO Box 28, Colonia, NJ 07067 be and is hereby awarded Reverse Change Order #1 in an amount not to exceed Thirteen Thousand Nine Hundred Seventy Dollars and No Cents (-\$13,970.00) for the final quantities utilized on the 2011 Sewer Main Replacement Project in the North Beach section of the Township of Long Beach.

15. Resolution 11-1216.12: Approve various appropriation transfers

WHEREAS, the New Jersey statutes provide for the making of reserve appropriation transfers between the period of November 1, 2011 and December 31, 2011; 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 |
| LIFEGUARDS | S/W | 1-01-28-380-011 | \$1,500.00 |
| POLICE | S/W | 1-01-25-240-011 | \$160,000.00 |
| LANDFILL | O/E | 1-01-26-306-029 | \$10,000.00 |
| | | | |
| TOTAL | | | \$171,500.00 |
| | | | |
| TO: | DEPT: | ACCT# | AMOUNT |
| BEACH BADGE | S/W | 1-01-28-381-011 | \$1,500.00 |
| POLICE | O/E | 1-01-25-240-100 | \$110,000.00 |
| EMERGENCY MGT. | O/E | 1-01-25-252-100 | \$50,000.00 |
| ENGINEERING | O/E | 1-01-20-165-028 | \$10,000.00 |
| | | | |
| TOTAL | | | \$171,500.00 |
| | | | |

16. Resolution 11-1216.13: Approve Bills & Payroll
 Bills in the amount of: \$1,083,264.75
 Payroll in the amount of \$ 425,004.54

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 \$ 425,004.54.

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

1. The said approved vouchers amounting to the sum of \$1,083,264.75 be and the same are hereby authorized to be paid on December 16, 2011.

2. The said approved payroll amounting to the sum of \$425,004.54 be and the same are hereby authorized to be paid on December 16, 2011.

The Municipal Clerk be and she is hereby directed to list on the page in the Minute Book following the Minutes of this meeting all of the said vouchers hereby authorized to be paid.

Motion to approve Items 14 thru 16:

Motion: Lattanzi Ayes: Lattanzi, Mancini

Second: Mancini Nays:

COMMISSIONERS' REPORTS

Commissioner Lattanzi expressed thanks for the opportunity to serve as Commissioner, noting he had been getting familiar with the budget process and working with the CFO to prepare for the upcoming year. He also offered that if anyone had any questions, to contact him through his secretary, Nancy Fritz, in the Water/Sewer office.

Commissioner Bayard: Absent

Mayor Mancini announced the next meeting of the Board of Commissioners would take place on Wednesday, December 28th at 10:00 a.m. to close the 2011 financial year and make various appointments for 2012.

Mayor Mancini also announced the first meeting of the Board of Commissioners in 2012 would take place on Wednesday, January 4, 2012 at 4:00 p.m. and the next regular meeting of the Land Use Board will be held on Wednesday January, 11, 2012 at 7:00 p.m. in the 2nd floor multi-purpose room.

Mayor Mancini reported from the Police Department to be aware of fraudulent scams on the internet, in the mail and on the telephone. He also noted the Police Department would like continued support with the neighborhood watch program urging residents to call the police with any suspicious activity.

OPEN PUBLIC SESSION

Don O'Brien, Vice Chairman of the Surflight Theater announced that the theater had emerged from bankruptcy and has totally reorganized. They would be moving forward

with shows such as Annie and the Sound of Music. He thanked the Mayor, Commissioners and residents for their support and patronage.

Charlie Farrell, Loveladies, inquired on the status of the Station Avenue proposed improvements. Mayor Mancini responded that the NJDEP has requested the Twp. build a bridge over the dunes instead of the natural meandering path that was planned to increase our beach access, noting that the Twp. would not be moving forward with their plan.

Mr. Farrell also asked about repairing the paving on the Boulevard in Loveladies. Mayor Mancini asked him to contact Commissioner Bayard for that work schedule with Ocean County.

CLOSE PUBLIC SESSION

Motion for adjournment at 4:20 p.m.

Motion: Lattanzi

Ayes: Lattanzi, Mancini

Second: Mancini

Nays:

Lynda J. Wells, RMC
Municipal Clerk

Joseph H. Mancini, Mayor

Ralph H. Bayard, Commissioner

Joseph P. Lattanzi, Commissioner