

MINUTES
REGULAR SESSION BOARD OF COMMISSIONERS DECEMBER 21, 2012
Flag Salute

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

Clerk called the roll: Mayor Joseph H. Mancini PRESENT
Commissioner Ralph H. Bayard PRESENT
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 November 9th, 2011; and filed with the Municipal Clerk.

Motion: To dispense with the reading of the minutes of the December 7, 2012 meeting and to approve the same as recorded in the minute book:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

AGENDA

ORDINANCES/PUBLIC HEARINGS

1. Second Reading Ordinance 12-30: **BOND ORDINANCE AUTHORIZING THE REPLACEMENT OF AN EMERGENCY GENERATOR IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$65,000 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 \$61,750; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Passed on first reading at a regular meeting held on December 7, 2012 and advertised in the BEACH HAVEN TIMES issue of December 13, 2012.

ORDINANCE 12-30

BOND ORDINANCE AUTHORIZING THE REPLACEMENT OF AN EMERGENCY GENERATOR IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$65,000 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 \$61,750; 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 \$65,000; and
(b) the estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 7 hereof is \$61,750.
(c) a down payment in the amount of \$3,250 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; and

Section 3. The sum of \$61,750, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$3,250, 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 \$61,750 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 \$61,750 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 \$13,000.

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 Obligation</u>	<u>Period of Usefulness</u>
		†	§	§
A. Replacement of a Generator to support the Emergency Operations Center in the Township; together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$65,000	\$3,250	\$61,750	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 \$61,750 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: December 7, 2012

Date of Final Adoption: December 21, 2012

OPEN PUBLIC HEARING

No Comments

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 12-30 on Second Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

2. Second Reading Ordinance 12-31: **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".**

Passed on first reading at a regular meeting held on December 7, 2012 and advertised in the BEACH HAVEN TIMES issue of December 13, 2012.

ORDINANCE 12 -31

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".

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.

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

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:

<u>ADMINISTRATIVE AND EXECUTIVE</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Mayor	10,000.00	20,000.00
Secretary to Mayor	3,000.00	5,000.00
Commissioner	8,000.00	18,000.00
Secretary to Commissioner	3,000.00	5,000.00
Municipal Clerk	50,000.00	125,000.00
Deputy Municipal Clerk	35,000.00	75,000.00
Assistant Municipal Clerk	30,000.00	60,000.00
Deputy Municipal Department Head	40,000.00	125,000.00
Chief Financial Office	40,000.00	110,000.00
Chief Financial Officer, part-time	20,000.00	50,000.00

Municipal Treasurer	40,000.00	70,000.00
Municipal Treasurer, part-time	17,500.00	50,000.00
Assistant Municipal Treasurer	35,000.00	65,000.00
Personnel Clerk	25,000.00	65,000.00
Principal Payroll Clerk	35,000.00	60,000.00
Senior Payroll Clerk	30,000.00	55,000.00
Payroll Clerk	25,000.00	50,000.00
Confidential Assistant	25,000.00	40,000.00
Administrative Clerk	25,000.00	35,000.00
Principal Account Clerk	35,000.00	60,000.00
Senior Account Clerk	30,000.00	50,000.00
Account Clerk	25,000.00	60,000.00

ASSESSMENT OF TAXES

Tax Assessor	40,000.00	90,000.00
Deputy Tax Assessor	35,000.00	60,000.00
Principal Assessing Clerk	30,000.00	50,000.00
Senior Assessing Clerk	30,000.00	45,000.00
Assessing Clerk	25,000.00	40,000.00
Assessing Aid	25,000.00	40,000.00

COLLECTION OF TAXES

Tax Collector	40,000.00	85,000.00
Assistant Municipal Tax Collector	25,000.00	65,000.00
Senior Tax Clerk	25,000.00	40,000.00
Tax Clerk	25,000.00	35,000.00

STATE UNIFORM CONSTRUCTION CODE

	<u>MINIMUM</u>	<u>MAXIMUM</u>
Code Enforcement Officer/Zoning Officer	25,000.00	60,000.00
Construction Official	35,000.00	100,000.00
Assistant Zoning Officer	25,000.00	35,000.00
Code Enforcement Officer	25,000.00	40,000.00
Building Subcode Official	25,000.00	60,000.00
Building Subcode Official, part-time, per hour	7.25	25.00
Building Inspector	25,000.00	75,000.00
Building Inspector, part-time	10,000.00	30,000.00
Building Inspector, part-time, per hour	7.25	30.00
Permit Clerk 25,000.00	35,000.00	
Technical Assistant to the Construction Official	25,000.00	70,000.00

MUNICIPAL COURT

Judge of the Municipal Court	25,000.00	50,000.00
Municipal Court Administrator	35,000.00	90,000.00
Deputy Municipal Court Administrator	30,000.00	55,000.00
Docket Clerk	25,000.00	55,000.00
Violations Clerk	25,000.00	45,000.00
Violations Clerk, part-time, per hour	7.25	15.00
Public Defender	2,500.00	10,000.00
Municipal Prosecutor	23,000.00	40,000.00

WATER/SEWER DEPARTMENT

Municipal Engineer	40,000.00	85,000.00
Water & Sewer Utilities Superintendent	30,000.00	80,000.00
Sewer Superintendent/Water Superintendent	25,000.00	65,000.00
Water Treatment Plant Superintendent	30,000.00	90,000.00
Supervising Water Treatment Plant Operator	30,000.00	85,000.00
Water Treatment Plant Operator	25,000.00	80,000.00
Supervisor Sewer/Supervisor Water	30,000.00	95,000.00
Supervising Pumping Station Operator	25,000.00	65,000.00
Assistant Water Treatment Plant Operator	25,000.00	75,000.00
Assistant Water Superintendent	60,000.00	100,000.00
Plumber	30,000.00	70,000.00
Senior Public Works Repairer	30,000.00	75,000.00
Public Works Repairer	30,000.00	70,000.00

BOARD OF HEALTH

Health Officer	50,000.00	130,000.00
Public Health Nurse Supervisor	30,000.00	95,000.00
Public Health Nurse Supervisor, part-time, per hour	7.25	50.00
Public Health Nurse	25,000.00	80,000.00
Public Health Nurse, part time, per hour	7.25	40.00
Graduate Nurse (Public Health)	30,000.00	65,000.00
Graduate Nurse (Public Health), part-time, per hour	7.25	45.00
Senior Registered Environmental Health Specialist	25,000.00	65,000.00
Registered Environmental Health Specialist	25,000.00	60,000.00
Registered Environmental Health Specialist, Trainee	25,000.00	40,000.00
Registered Environmental Health Specialist, part-time, per hour	7.25	35.00
Health Aide, part-time, per hour	7.25	30.00
Water Sample Collector, part-time, per hour	7.25	30.00
<u>MISCELLANEOUS TOWNSHIP SERVICES</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
Clerk	25,000.00	75,000.00
Clerk, Part-time, per hour	7.25	25.00
Senior Clerk	25,000.00	80,000.00
Senior Clerk (Stenographer)	25,000.00	55,000.00
Clerk-Typist	25,000.00	65,000.00
Clerk-Typist, part-time, per day	35.00	70.00
Clerk-Typist, part-time, per hour	7.25	20.00
Senior Clerk-Typist	25,000.00	75,000.00
Senior Clerk-Typist (Stenographer)	25,000.00	55,000.00
Principal Clerk Typist	25,000.00	55,000.00
<i>Private Clerk</i>	25,000.00	50,000.00
<i>Cashier</i>	25,000.00	40,000.00
<i>Senior Cashier</i>	25,000.00	60,000.00
<i>Deputy Registrar of Vital Statistics</i>	3,000.00	5,000.00
Office Supervisor	25,000.00	45,000.00
Secretary, Board/Commission	25,000.00	45,000.00
Assistant Secretary, Board/Commission	25,000.00	35,000.00
Technical Assistant Land Use	25,000.00	35,000.00
Receptionist, part-time, per hour	7.25	25.00
Receptionist	25,000.00	30,000.00
Laborer	25,000.00	70,000.00
Laborer, part time, per hour	7.25	40.00
Parking Lot Attendant, part-time, per hour	7.25	17.50
Beach Supervisor	35,000.00	120,000.00
<u>BEACH PATROL SEASONALS</u>		
Beach Attendant, part-time, per hour	7.25	20.00
Lifeguard, part-time, per day	30.00	130.00
Lifeguard Chief, part-time, per day	70.00	195.00
Lifeguard Assistant Chief, part time, per day	70.00	180.00
Lifeguard Captain, part time, per day	60.00	160.00
Lifeguard Lieutenant, part time, per day	50.00	140.00
Lifeguard Assistant Lieutenant, part-time, per day	40.00	125.00
Beach Badge Program Supervisor, full-time, per day	90.00	150.00
Beach Badge Program Supervisor, part-time, per hour	7.25	25.00
Beach Badge Program Senior Supervisor, part-time, per hour	7.25	25.00
Beach Badge Program Assistant Supervisor part-time, per hour	7.25	20.00
Beach Badge program Seller/Checker, part-time, per hour	7.25	15.00
<u>POLICE DEPARTMENT</u>		
Police Chief	120,000.00	190,000.00

Police Captain	105,000.00	160,000.00
Police Lieutenant	95,000.00	150,000.00
Police Sergeant	85,000.00	140,000.00
Police Officer	32,000.00	130,000.00
Special Police Officer Class I part-time, per hour	7.25	17.50
Special Police Officer Class II part-time, per hour	10.00	20.00
Special Police Officer Class III part-time, per hour	10.00	20.00
Senior Police Records Clerk Typing	27,000.00	65,000.00
Police Records Clerk Typing	24,000.00	55,000.00
Academy Attendee, per hour	7.25	20.00
Chief Public Safety Telecommunicator	48,000.00	80,000.00

	<u>MINIMUM</u>	<u>MAXIMUM</u>
Senior Public Safety Telecommunicator	23,000.00	80,000.00
Public Safety Telecommunicator, Trainee	23,000.00	60,000.00
Public Safety Telecommunicator, Trainee, per hour	8.00	16.00
Public Safety Telecommunicator	23,000.00	60,000.00
Public Safety Telecommunicator, part-time, per hour	8.00	20.00

PUBLIC WORKS AND PROPERTY

Assistant Director of Public Works	60,000.00	125,000.00
Street Superintendent and Superintendent Public Works	40,000.00	125,000.00
Assistant Public Works Superintendent	30,000.00	110,000.00
Supervisor, Public Works	35,000.00	85,000.00
Supervisor, Parks	40,000.00	65,000.00
Assistant Supervisor, Parks	35,000.00	60,000.00
Senior Building Maintenance Worker	25,000.00	60,000.00
Building Maintenance Worker	25,000.00	50,000.00
Building Maintenance Worker, part-time, per hour	7.25	20.00

ROAD REPAIRS AND MAINTENANCE

Supervisor, Roads	30,000.00	70,000.00
Supervising Road Inspector	35,000.00	95,000.00
Supervisor, Streets	25,000.00	70,000.00
Supervising Mechanic	40,000.00	95,000.00
Senior Mechanic	30,000.00	90,000.00
Mechanic	25,000.00	80,000.00
Mechanic's Helper	25,000.00	60,000.00
Supervising Heavy Equipment Operator	40,000.00	80,000.00
Heavy Equipment Operator	30,000.00	70,000.00
Equipment Operator/Maintenance Repairer	30,000.00	60,000.00
Equipment Operator	25,000.00	65,000.00
Supervisor, Recreation Maintenance	45,000.00	70,000.00
Assistant Supervisor, Recreation Maintenance	30,000.00	47,500.00
Supervising Maintenance Repairer	35,000.00	95,000.00
Senior Public Works Repairer	30,000.00	90,000.00
Public Works Repairer	30,000.00	80,000.00
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 of this Ordinance shall be declared unconstitutional by a court of competent jurisdiction, such declaration shall not in any manner prejudice the enforcement or file remaining provisions.

SECTION VI. This ordinance shall take effect January 1, 2013.

OPEN PUBLIC HEARING
No Comments.

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 12-31 on Second Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

3. First Reading Ordinance 12-32C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" AS THE SAME IN CHAPTER 94 DEALS WITH FLOOD DAMAGE PREVENTION AND AS THE SAME IN CHAPTER 205 DEALS WITH HEIGHT RESTRICTIONS OF BUILDINGS.**

Lynda Wells, Municipal Clerk explained this Ordinance was designed to clarify the provisions of Chapter 94 of the Code of the Township of Long Beach and bring the same into conformity with Federal Emergency Management Agency Regulations as developed by the FEMA Flood Insurance Rate Map created December 12, 2012.

Mayor Mancini stated the Twp. received the new FEMA flood elevations on December 16th and noted we were adopting this ordinance to comply with FEMA.

Motion to approve Ordinance 12-32C on First Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

ADOPTIONS AND APPROVALS

4. Resolution 12-1221.01: Oppose Senate Bill S-2368: Municipalities accepting federal funds to restore storm damaged beaches shall be required to provide free beach access and rest room facilities for the public

RESOLUTION 12-1221.01

OPPOSING SENATE BILL S-2368 REQUIRING SHORE COMMUNITIES THAT ACCEPT FEDERAL AID FOR BEACH REPLENISHMENT TO PROVIDE FREE BEACH ACCESS AND COMFORT FACILITIES

WHEREAS, New Jersey State Senate President Stephen Sweeney (D-Gloucester, Cumberland, Salem) and Senator Michael Doherty , as primary sponsors have introduced into the current session of the New Jersey State Senate, Bill No. S2368, "An act concerning requirements for accepting governmental assistance to replenish storm damaged beaches and amending P.L. 1955, c.49"; and

WHEREAS, S2368 requires shore municipalities accepting government funds for storm-damaged beach replenishment to provide free beach access and public toilet facilities; and

WHEREAS, in introducing S2368 for consideration, Senators Sweeney and Doherty exhibit little knowledge of the funding/budgetary categories associated with municipal ocean beach operations and have mistakenly equated "governmental funds for storm-damaged beach replenishment" with operational expenses rather than capital expenses; and

WHEREAS, storm replenishment funding is a capital expense which builds and maintains the dune infrastructure and provides beach which each year attract visitors from both New Jersey and around the nation who seek to enjoy New Jersey's natural resources while contributing tremendous revenues to the economy of the State of New Jersey; and

WHEREAS, S2368 fails to recognize the operational costs associated with operating a beach and which are incurred by a shore municipality. These operational costs are borne in part by the local taxpayer and by each individual user through the collection of beach fees and include such costs as public safety associated with maintaining a guarded beach, the increased need for additional law enforcement personnel to address the challenges associated with substantial seasonal population growth, public works expenses associated with keeping both the beaches and municipality clean and attractive for residents and visitors alike, the operational costs associated with insurance and defending the municipality against civil suits brought in connection to the beaches; and

WHEREAS, under the legislation proposed in S2368 the current method of sharing the operational cost of a replenished beach between users and local taxpayers would be shifted to become the sole responsibility and burden of the local property taxpayer; and

WHEREAS, such a shift from a cost sharing model to a single payer (the local property owner) would cause an immediate and dramatic rise in local property tax rates; and

WHEREAS, using the current situation as an opportunity to impose changes on shore communities regarding the process of beach operations is excessive, is not consistent with our state's recovery efforts and demonstrates a level of insensitivity to those affected municipalities that are struggling to rebuild their devastated communities; and

WHEREAS, S2368 in addition to proposing the elimination of a source of operational revenue beach fees generate for municipalities, S2368 then proceeds to mandate a new, unfunded, operational cost – free public toilets; and

WHEREAS, the requirement of free public toilets is an unfunded mandate that is also in contradiction to the opinion of the Superior Court of the State of New Jersey, Appellate Division in the case of the Borough of Avalon v. New Jersey Department of Environmental Protection addressed "the validity of the Public Access Rules that require any municipality that seeks and appropriation from the Shore Protection Fund to enter into a State Aid Agreement with the DEP under which the municipality may be required to provide additional parking spaces and public restroom facilities in proximity to the oceanfront" and opined that "the Court has never held that the public trust doctrine requires a municipality that owns and operates a beach to provide a specified number of parking spaces and restrooms in proximity to the beach or that the DEP has the authority to impose such requirements upon a municipality. Therefore, we conclude that the public trust doctrine does not provide authorization for the DEP rules imposing these requirements; and the substance is a judicial decision applicable to the requirement for free public toilets as proposed in S2368; and

WHEREAS, there are numerous other issuances where federal or state funding is received for capital projects throughout the State of new Jersey and a user fee is collected, such as NJ Transit, the Garden State parkway and the State park system including Island Beach State Park (an un-replenished beach) to meet operational costs; and

WHEREAS, S2368 thus singles out shore municipalities for a special unique "tax" creating an unequal class of citizens in contradiction to the precepts of both our State and Federal constitutions, so

THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey find that they are opposed to S2368 and respectfully request that S2368 be immediately removed from consideration by the esteemed body of the New Jersey State Senate; and

BE IT FURTHER RESOLVED that the Board of Commissioners of the Township of Long Beach, County of Ocean , State of New Jersey support the bi-partisan efforts and initiatives of the 1st Legislative District, the 9th Legislative District and all other shore municipalities in the collective effort to have S2368 removed from consideration; and

BE IT FINALLY RESOLVED that a certified copy of this resolution be immediately transmitted to the Honorable Chris Christie, Governor, Stephen Sweeney, Senate President, Michael Doherty, Senator, the 1st and 9th New Jersey State Legislative Districts, the Ocean County Board of Chosen Freeholders, the Long Beach Island and each municipality in Monmouth, Ocean, Atlantic and Cape May Counties which border on the Atlantic Ocean and collect beach fees for the purpose of funding the operational costs of maintaining a municipal beach.

5. Resolution 12-1221.02: Requesting 90% Reimbursement of Costs Associated with Superstorm Sandy from the Federal Government

RESOLUTION 12-1221.02

RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY REQUESTING THE FEDERAL GOVERNMENT REIMBURSE 90% OF COSTS ASSOCIATED WITH HURRICANE SANDY

WHEREAS, on October 29th and 30th, 2012, Ocean County, New Jersey was dealt a devastating blow that is now being termed Superstorm Sandy; and

WHEREAS, community after community located within Ocean County suffered damages with houses swept off foundations due to surges, streets being undermined, national recreational areas made unrecognizable, unprecedented flooding and infrastructure so severely damaged that residents cannot return to their homes and businesses that have been forced to remain closed; and

WHEREAS, with more than 44 miles of oceanfront and almost 200 miles of bayfront, Ocean County's economic engine, which is tourism has also suffered severe setbacks as a result of this storm; and

WHEREAS, Ocean County being one of the most severely affected areas by Superstorm Sanding is calling upon the Federal Government to increase federal

reimbursement for cleanup and storm associated costs from 75percent to 90 percent, allowing towns to recoup on their losses and aide in the rebuilding efforts of the Jersey Shore; and

WHEREAS, Ocean County calls upon its Congressional Leaders and Senators to pave the way for this funding, so Ocean County and its towns are not left financially vulnerable during these ongoing efforts to restore the shore, considered to be a national treasure.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey hereby request its federal government leaders to act expeditiously in approving an increase in the reimbursement rate from 75 percent to 90 percent for towns affected by Superstorm Sandy; and

BE IT FURTHER RESOLVED that all of Ocean County's leaders support this action in order to help all municipalities that have suffered an adverse effect from this storm thus allowing for a quick turnaround in the rebuilding efforts while reducing the profound financial impact on governments and taxpayers; and

BE IT FINALLY RESOLVED that a certified copy of this resolution shall be forwarded to the Honorable President Barack Obama, the Honorable Governor Chris Christie, U. S. Congressmen John Runyan and Christopher H. Smith, U.S. Senators Robert Menendez and Frank Lautenberg, Members of the 9th, 10th, 12th and 30th Legislative Districts and all Ocean County Mayors.

6. Resolution 12-1221.03: Authorize the Tax Assessor and Municipal Solicitor to act as agents for the Tax Appeals

RESOLUTION 12-1221.03

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 2013 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 2013 and that a certified copy of this Resolution be forwarded to the Ocean County Board of Taxation with any such Petition of Appeal.

7. Resolution 12-1221.04: Approve personnel actions

RESOLUTION 12-1221.04

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

Accept and approve a PERS Service Retirement for Nancy Rawles effective January 1, 2013.

HEALTH

Approve a \$3,500.00 increase to the following employee's rate of pay effective January 1, 2013 due to additional duties.

Kathy Bayley

PUBLIC WORKS

Accept and approve a PERS Early-55+ Retirement for Anthony Toth effective January 1, 2013.

Hire the following as a full-time seasonal laborer at the rate of \$10.00 per hour to be paid from Public Works Salary & Wage effective retro-active to December 20, 2012.

Robert Parker III

Hire the following as a full-time temporary laborer at the rate of \$10.00 per hour to be paid from Public Works Salary & Wage effective retro-active to December 20, 2012.

Sean Farrell

8. Resolution 12-1221.05: Approve various changes to a sewer account

RESOLUTION 12-1221.05

WHEREAS, the following water & sewer account requires a credit to correct a billing dispute; and

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

<u>BLOCK/LOT</u>	<u>ACCOUNT</u>	<u>OWNER</u>	<u>AMOUNT</u>
1.22/	8159-0 SEWER	JOHN & IRENE HOPKA	\$14.75

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that the Municipal Clerk be and she is hereby authorized to issue this refund.

9. Resolution 12-1221.06: Designate Administrative Cost Factor for Third Party Inspection Permit fees

RESOLUTION 12-1221.06

RESOLUTION FIXING THE ADMINISTRATIVE FEE FOR ELECTRICAL SUB-CODE, PLUMBING SUB-CODE AND FIRE SUB-CODE INSPECTIONS PERFORMED PURSUANT TO CONTRACT WITH INDEPENDENT CONTRACTOR.

WHEREAS, Trinity Code Inspections, LLC, pursuant to Resolution 12-0921.08, has entered into a contract with the Township of Long Beach to provide sub-code inspections for electrical sub-code, plumbing sub-code and fire sub-code; and

WHEREAS, after careful review the Board of Commissioners of the Township of Long Beach has determined that in order to defray the administrative expense, the percentage to be charged by the Township of Long Beach as an administrative fee should be one hundred and five percent (105%) of the charge levied by the independent contractor, Trinity Code Inspections, LLC, permitted pursuant to Chapter 64, Section 3G(9)(d) of the Code of the Township of Long Beach.

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 21, 2012 that effective retroactively to October 1, 2012 an administrative fee of one hundred and five percent (105%) shall be charged for all permits for inspections for electrical sub-code, plumbing sub-code and fire sub-code.

10. Resolution 12-1221.07: Authorize the Land Use Board to be act expeditiously with applications to raise homes to comply with new FEMA Flood Regulations

RESOLUTION NO. 12-1221.07

RESOLUTION URGING LONG BEACH TOWNSHIP LAND USE BOARD TO ACT EXPEDITIOUSLY AND TO CALL SUCH SPECIAL MEETINGS AS MAY BE NECESSARY TO ENABLE HOMEOWNERS DESIRING TO RAISE EXISTING HOMES TO COMPLY WITH FEMA BASE FLOOD ELEVATIONS AND THE ORDINANCES OF LONG BEACH TOWNSHIP PROVIDING DETAILS FOR COMPLIANCE WITH SUCH BASE FLOOD ELEVATION REQUIREMENTS.

FIRST WHEREAS, Super Storm Sandy which devastated Long Beach Island in general and Long Beach Township in particular on October 29, 2012 and October 30, 2012, caused many homes in Long Beach Township to be damaged; and

SECOND WHEREAS, the Federal Emergency Management Agency is in the process of adopting new base flood elevations; and

THIRD WHEREAS, Long Beach Township has passed on first reading Ordinance No. 12-32C entitled, **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 94 deals with flood damage prevention and as the same in Chapter 205 deals with height restrictions of buildings.**; and

FOURTH WHEREAS, The Board of Commissioners of Long Beach Township has been advised by FEMA that the rates for subsidized flood insurance in the FEMA Flood Zones will dramatically increase for any homes or businesses which do not comply with first floor elevations as required by Federal Emergency Management Base Flood Programs; and

FIFTH WHEREAS, in raising existing homes the height elevation as mandated by §205-10 of the Code of Long Beach Township may cause such raised home to either become a non-conforming structure or shall mandate the lowering of the roof of the existing home in order to comply with the provisions of §205-10 of the Code of the Township of Long Beach; and

SIXTH WHEREAS, The Board of Commissioners of the Township of Long Beach do anticipate that many homeowners may wish to raise their homes in order to comply with FEMA Base Flood Elevations and may wish not to alter the roof structure or other structure of the home which they are raising, thereby causing the home to become non-conforming pursuant to the Zoning Ordinance of the Township of Long Beach; and

SEVENTH WHEREAS, the Commissioners of the Township of Long Beach are cognizant of and sympathetic to the problems to be faced by many homeowners wishing to raise their homes; and

EIGHTH WHEREAS, The Board of Commissioners of the Township of Long Beach is also cognizant of and sympathetic to the increased burden placed upon the Land Use Board of the Township of Long Beach by the anticipated high level of applications which will be made by homeowners seeking variances from the height limitations imposed by §205-10; and

NINTH WHEREAS, the Board of Commissioners of the Township of Long Beach has been advised by their Solicitor's office that the Zoning Ordinance height limitations must be kept uniform and that no exceptions may be made exempting existing homes from the height limitations imposed by the Zoning Ordinance of Long Beach Township while imposing those same height limitations on newly constructed homes; and

TENTH WHEREAS, The Board of Commissioners of the Township of Long Beach after consultation with the Township Solicitor believes that for an existing homeowner desiring to raise his or her home to have a reasonable height in excess of that permitted by §205-10 will suffer a hardship if a variance is not granted to such existing homeowner; and

ELEVENTH WHEREAS, The Board of Commissioners of the Township of Long Beach acknowledges that the determination whether or not to grant variances in the Township of Long Beach from the strictures of the Long Beach Township Zoning Ordinances rest, pursuant to law, with Long Beach Township Land Use Board; and

TWELFTH WHEREAS, Notwithstanding the exclusivity of remedy lying within the reasonable determination of the Long Beach Township Land Use Board the Board of Commissioners of the Township of Long Beach feels that it is appropriate to advise the members of the Long Beach Township Land Use Board of their feeling concerning the plight faced by homeowners wishing to raise existing homes and further feels it appropriate to make its feelings known to the members of the Long Beach Township Land Use Board and provide encouragement for the Long Beach Township Land Use Board to do all things necessary to expedite applications made by such homeowners even to the extent of calling special meetings if they be required as a result of the volume of applications.

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 21, 2012 that a copy of this Resolution be forwarded to the members of the Long Beach Township Land Use Board as well as to their solicitor and that the Long Beach Township Land Use Board is encouraged to act expeditiously on applications which may be filed by homeowners wishing to raise existing homes and further urges the Long Beach Township Land Use Board to carefully consider each application promptly, swiftly and grant such reasonable relief from the height elevations of §205-10 of the Code of the Township of Long Beach as may in the Land Use Board's opinion be reasonable in order to ameliorate the hardships suffered by homeowners in Long Beach Township who seek to comply with Federal Emergency Management Agency Base Flood Elevation Requirements

Motion to approve Items 4 thru 10:

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

CONTRACTS AND AWARDS

- 11. Resolution 12-1221.08(a-d): Approve the purchase of various items, per quote:
 - a. Duty weapons for the Police Department:
Amchar Wholesale, Inc. \$5,625.00
 - b. Approve the purchase of one (1) surfboat for the Beach Patrol: **Maiden Boat, LLC** \$6,800.00
 - c. Three (3) Radar Units for the Police Department:
Applied Concepts, Inc. \$7,237.50
 - d. **Gramco Business Communications:** Recording equipment replacement for the Police Dept. \$8,185.00

RESOLUTION 12-1221.08(a)

A RESOLUTION AUTHORIZING THE TRADE-IN OF FIFTY THREE (53) USED GLOCK FIREARMS AND THE PURCHASE OF FIFTY ONE (51) SPRINGFIELD FIREARMS FOR THE LONG BEACH TOWNSHIP POLICE DEPARTMENT, PER QUOTE

WHEREAS, the Township of Long Beach has solicited quotations for the trade-in of fifty three (53) Glock firearms and the purchase of fifty one (51) Springfield firearms for the Long Beach Township Police Department; and

WHEREAS, in response to the solicitation for quotations, the following three (3) businesses were contacted and the following quotations were received, as follows:

- AmChar Wholesale, Inc. \$ 5,625.00 dated 12/01/12
- Interstate Arms Corp \$19,490.00 dated 12/07/12
- Lawmen Supply \$26,037.40 dated 12/04/12

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

WHEREAS, AmChar gave the lowest qualified quotation pursuant to the specifications; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by Police O/E, Account # 2-01-25-240-058 in an amount not to exceed \$5,625.00.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 21st day of December 2012, for the reasons aforesaid, that a purchase order be and is hereby authorized for issuance to:

AmChar Wholesale, Inc.
100 Airpark Road
Rochester, NY 14624

for the trade-in of fifty three(53) Glock firearms and the purchase of fifty one (51)Springfield firearms for the Long Beach Township Police Department in an amount not to exceed Five Thousand Six Hundred Twenty Five Dollars (\$5,625.00) as per their quote dated December 20, 2012.

RESOLUTION 12-1221.08(b)

RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) MAELSTROM SURFBOAT WITH VOYAGER SEATING, CENTER AFT LOCKER, AND AWL-GRIP INTERIOR FINISH FOR THE BEACH PATROL IN THE TOWNSHIP OF LONG BEACH, PER QUOTATION

WHEREAS, the Township of Long Beach has solicited quotes for the purchase of one (1) Maelstrom Surfboat with voyager seating, center aft locker, and awl-grip interior finish for the Beach Patrol; and

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

- Maiden Boats, LLC \$6,800.00 received 12/19/12
- Classic Boat Shop \$7,500.00 received 10/15/12
- Whitehall Rowing & Sail \$11,116.00 received 11/10/12

WHEREAS, it is in the opinion of the Township that the lowest qualified quote be accepted for same; and

WHEREAS, Maiden Boats, LLC gave the lowest qualified quote in an amount not to exceed Six Thousand Eight Hundred Dollars (\$6,800.00); and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by LIT Trust Account #T-03-56-851-014.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach this 21st day of December 2012, for the reasons aforesaid, hereby approved from:

Maiden Boats, LLC
Maiden Lane
Harvey Cedars, NJ 08008

the purchase of one (1) Maelstrom Surfboat with voyager seating, center aft locker, and awl-grip interior finish for the Beach Patrol in an amount not to exceed Six Thousand Eight Hundred Dollars (\$6,800.00) as per quote received December 19, 2012.

RESOLUTION 12-1221.08(c)

RESOLUTION AUTHORIZING PURCHASE OF THREE (3) RADAR UNITS FOR THE TOWNSHIP OF LONG BEACH POLICE DEPARTMENT, PER QUOTATION

WHEREAS, the Township of Long Beach has solicited quotes for the purchase of three (3) radar units for use in newly purchased police vehicles; and

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

- Applied Concepts received 12/14/12 \$7,237.50
- R & R Radar, Inc. received 12/14/12 \$8,310.00
- C.W. Electronics received 12/14/12 \$8,445.00

WHEREAS, it is in the opinion of the Township that the lowest qualified quote be accepted for same; and

WHEREAS, Applied Concepts, Inc. dba Stalker Radio gave the lowest qualified quote in an amount not to exceed Seven Thousand Two Hundred Thirty Seven Dollars and Fifty Cents(\$7,237.50) for the purchase of three (3) Stalker DSR Hybrid Radar Units with two (2) year warranty pursuant to Quotation dated 12/14/12; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this project in the appropriations created by Purchase Police Vehicles: Account #2-01-25-240-051 in the amount of \$7,237.50.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 7th day of December 2012, for the reasons aforesaid, that the above noted purchase of goods is hereby authorized from:

Applied Concepts, Inc. dba Stalker Radar
2609 Technology Drive
Plano, TX 75074

for the purchase of three (3) Stalker DSR Hybrid Radar Units with two (2) year warranty pursuant to Quotation # dated 12/14/12 in an amount not to exceed Seven Thousand Two Hundred Thirty Seven Dollars and Fifty Cents(\$7,237.50).

RESOLUTION 12-1221.08(d)

A RESOLUTION AUTHORIZING THE PURCHASE, DELIVERY, INSTALLATION OF REPLACEMENT RECORDING EQUIPMENT FOR THE INTERVIEW ROOM IN THE TOWNSHIP OF LONG BEACH, PER QUOTE

WHEREAS, in accordance with N.J.S.A. 40:A11-6.1, the Long Beach Township Police Department solicited quotes for the purchase, delivery, installation, configuration, training, one year warranty for parts and labor on all hardware and one year software support, labor and small materials and cabling of recording equipment replacement for the interview room in the Police Department; and

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

- | | | |
|--------------------------------|------------|----------------|
| Rahway Business Machines | \$8,810.00 | dated 12-17-12 |
| Knight Data Com | \$8,740.00 | dated 12-17-12 |
| Gramco Business Communications | \$8,185.00 | dated 12-03-12 |

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 Eight Thousand One Hundred eighty Five Dollars (\$8,185.00); 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 solicited quotes for the purchase, delivery and installation of replacement recording equipment for the interview room; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriation: Police O & E Account #2-01-25-240-058 in the amount of \$8,185.00.

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 21st day of December 2012 that:

Gramco Business Communication
1149 Bloomfield Avenue
Clifton, NJ 07102

be issued a purchase order in an amount not to exceed Eight Thousand One Hundred Eighty Five Dollars (\$8,185.00) as per the quotation dated December 3, 2012, for the purchase, delivery, installation, configuration, training, one year warranty for parts and labor on all hardware and one year software support, labor and small materials and cabling of recording equipment replacement for the interview room in the Police Department.

12. Resolution 12-1221.09(a&b): Approve the following proprietary purchases:
- a) Two (2) cameras and computer equipment for the Police Department: **Packetalk** \$31,672.00
 - b) Miscellaneous equipment and software for replacement of the sign machine in the Dept. of Public Works: **Brewer International**: \$8,994.00

RESOLUTION 12-1221.09(a)

A RESOLUTION APPROVING THE PROPRIETARY PURCHASE OF TWO (2) CAMERAS, ONE (1) DESIGN RACK WITH VARIOUS MEDIA STORAGE COMPONENTS AND MISCELLANEOUS ELECTRONIC HARDWARE AND SOFTWARE COMPONENTS FOR THE POLICE DEPARTMENT IN THE TOWNSHIP OF LONG BEACH

WHEREAS, the provision/performance of goods/services regarding proprietary cameras, rack and storage items and electronic hardware and software components is specifically exempted from bidding requirements under the Local Public Contracts Law pursuant to N.J.S.A. 40A: 11 -5(1)(dd); and

WHEREAS, Packetalk, 471 Valley Brook Avenue, Lyndhurst, NJ 07071, is able to provide two (2) cameras, rack and media storage items and electronic hardware and software components in an amount not to exceed Thirty One Thousand Six Hundred Seventy Two Dollars (\$31,672.00) per year; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriation created by Police Other Expenses & Supplies Account # 2-01-25-240-058 in the amount of \$31,672.00.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that the proprietary purchase from Packetalk, 471 Valley Brook Avenue, Lyndhurst, NJ 07071 of two (2) cameras, rack and media storage components and electronic hardware and software components, pursuant to their quotation #LBIPD0920, is hereby authorized in an amount not to exceed Thirty One Thousand Six Hundred Seventy Two Dollars (\$31,672.00).

13. Resolution 12-1221.10(a-j): Approve the purchase of various items,
per state contract:

- a. Five (5) wiring kits for MDT's for the Police Dept.: **Gold Type Business Machines** \$7,454.95
- b. Approve a contract for document review and submission to FEMA:
Louis Berger Group NTE \$136,000.00 for the Public Assistance Program, and NTE \$61,000.00 for Sand Debris Removal
- c. Two (2) 2013 Ford Taurus Interceptors and (1) 2013 Ford Sport Utility Vehicle for the Police Dept.: **Winner Ford** \$85,925.00
- d. Lights and siren packages for (3) new vehicles for the Police Dept.: **Major Police Supply** \$21,159.48
- e. (3) mobile radios for new vehicles for the Police Dept.: **Motorola c/o WPCS**; \$9,384.00
- f. (4) docking stations for toughbook computers with installation and wiring for the Police Dept: **Gold Type Business Machines**: \$5,642.35
- g. A custom 110V Pick Emergency Phone System for the Police Dept.: **Gold Type Business Machines**: \$2,558.75

- h. (4) fixed license plate readers and associated equipment for the Police Dept.; **Gold Type Business Machines:** \$42,480.00
- i. (2) 3C mobile ALPR Systems with processor and installation and training for new Police Dept. Vehicles; **Gold Type Business Machines:** \$32,659.00
- j. Various holsters, flashlights and miscellaneous equipment for the Police Dept.:
Atlantic Tactical: \$16,161.30

RESOLUTION 12-1221.10(a)

A RESOLUTION AUTHORIZING THE PURCHASE OF FIVE (5) WIRING KITS FOR MOBILE DATA TERMINAL UNITS IN NEW POLICE VEHICLES FOR THE LONG BEACH TOWNSHIP POLICE DEPARTMENT, 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, five (5) wiring kits for mobile data terminal units in Long Beach Township Police vehicles; 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, Gold Type Business Machines, 351 Paterson Ave., East Rutherford, NJ 07073 has been awarded New Jersey State Contract No. 69834 for Emergency Radio/Telephone Systems (911 Dispatch, etc.) Including Accessories (Index #T-1044) effective October 1, 2007 through January 31, 2013; 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 for five (5) wiring kits for mobile data terminal units in Long Beach Township Police vehicles is Seven Thousand Four Hundred Fifty Four Dollars and Ninety Five Cents(\$7,454.95); and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this contract available as appropriations created by: Interlocal Police MDT-Other Expense, Account #2-01-42-120-001 in the amount of \$4,589.01, and Police-Computer Expenses Account #2-01-25-240-281 in the amount of \$2,865.94.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach hereby authorizes the purchase from Gold Type Business Machines of five (5) wiring kits for mobile data terminal units in Long Beach Township Police vehicles in an amount not to exceed Seven Thousand Four Hundred Fifty Four Dollars and Ninety Five Cents (\$7,454.95.00).

RESOLUTION 12-1221.10(b)

RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT FOR FEMA RELATED LIAISON SERVICES PERTAINING TO SUPERSTORM "SANDY" FOR THE TOWNSHIP OF LONG BEACH, PER STATE CONTRACT

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

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

WHEREAS, Louis Berger Group, Inc., 412 Mount Kemble Ave., P.O. Box 1946, Morristown, NJ 07962-1946 has been awarded New Jersey State Contract No. 80768 for T-2686 Technical Assistance Contractor-Public Assistance/FEMA Program Services for the Period of January 1, 2011 to January 31, 2015, and is able to provide continuing support for Public Assistance to enable the recovery of the maximum eligible dollars from FEMA. This contract shall be in a total amount not to exceed One Hundred Thirty Six Thousand Dollars (\$136,000.00) for the Public Assistance Program and a total amount not to exceed Sixty One Thousand Dollars (\$61,000.00) for Sand Debris Removal; and

WHEREAS, the Commissioner of Revenue and Finance 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 Chief Financial Officer has certified that sufficient funds are available in the appropriation: Deferred charges Hurricane Sandy #2-01-46-870-002 in the amount of \$197,000.00.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach authorizes the execution of a contract with Louis Berger

Group Inc. for FEMA related liaison services as related to Superstorm "Sandy" for Long Beach Township in an amount not to exceed One Hundred Thirty Six Thousand Dollars (\$136,000.00) for the Public Assistance Program and a total amount not to exceed Sixty One Thousand Dollars (\$61,000.00) for Sand Debris Removal.

RESOLUTION 12-1221.10(c)

A RESOLUTION AWARDING A CONTRACT FOR THE PURCHASE OF TWO (2) 2013 FORD TAURUS POLICE INTERCEPTOR VEHICLES AND ONE (1) 2013 FORD POLICE INTERCEPTOR UTILITY VEHICLE FOR THE POLICE DEPARTMENT OF THE TOWNSHIP OF LONG BEACH, PER BID

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, Chas. S. Winner Inc. dba Winner Ford, 250 Haddonfield-Berlin Road, Cherry Hill, NJ 08034, State Contract #82925, Index #T-2776 for Police Vehicles: Sedans and Sport Utility Vehicles, effective October 25, 2012 through October 24, 2013, is able to provide two (2) 2013 Ford Taurus Police Interceptor Vehicles and one (1) Ford Police Interceptor Utility Vehicle for the Long Beach Township Police Department; and

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

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriations created by Police Purchase of Vehicles, Account #2-01-25-240-051 for \$85,925.00.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach hereby authorizes the purchase of two (2) 2013 Ford Taurus Police Interceptor vehicles at \$28,280.00 per vehicle, and one (1) Police Interceptor Utility vehicle at \$29,365.00 per vehicle for the Long Beach Township Police Department in a total amount not to exceed Eighty Five Thousand Nine Hundred Twenty Five Dollars (\$85,925.00).

RESOLUTION 12-1221.10(d)

AUTHORIZE THE PURCHASE OF LIGHTS AND SIREN PACKAGES FOR THREE (3) NEW LONG BEACH TOWNSHIP POLICE VEHICLES, 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, General Sales Administration, dba Major Police Supply, 47 N. Dell Avenue, Kenvil, NJ 07847, State Contract #81330, T0106 for Police and Homeland Security Equipment and Supplies Statewide, contract period May 1, 2012 through April 30, 2015, is able to provide the following items:

- Lights and siren packages for two 2013 Ford Taurus police interceptor sedans in the amount of \$12,205.80.
- Lights and siren packages for one 2013 Ford Sport Utility Vehicle in the amount of \$8,953.68.

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

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriations created by Police O/E, Account #2-01-25-240-058 for \$21,159.48.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach hereby authorizes the purchase of various automotive parts and accessories for municipal vehicles from General Sales Administration, dba Major Police Supply, 47 N. Dell Avenue, Kenvil, NJ 07847

RESOLUTION 12-1221.10(e)

A RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR THREE (3) MOBILE RADIOS FOR NEW POLICE VEHICLES FOR THE LONG BEACH TOWNSHIP POLICE DEPARTMENT, 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, Motorola c/o WPCS International, Inc., 1985 Swarthmore Ave., Suite 4, Lakewood, NJ 08701 has been awarded New Jersey State Contract No. T0109, 53804 for the purchase of three (3) mobile radios for the new police vehicles, valid from 1/1/03 thru 1/31/13.

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 for the three (3) mobile radios for new police vehicles for the Police Department in the Township of Long Beach is Nine Thousand Three Hundred Eighty Four Dollars (\$9,384.00) per year; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this contract available as an appropriation created by: Police Radios Account #2-01-25-240-048 in the amount of \$9,384.00 and allowance will be made in all future budgets for the term of the contract.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that Motorola c/o WPCS International, Inc., 1985 Swarthmore Ave., Suite 4, Lakewood, NJ 08701 be awarded a contract for three (3) mobile radios for new vehicles for the Police Department in the Township of Long Beach in an amount not to exceed Nine Thousand Three Hundred Eighty Four Dollars (\$9,384.00)

RESOLUTION 12-1221.10(f)

A RESOLUTION AUTHORIZING THE PURCHASE OF FOUR PANASONIC PORT REPLICATORS, TWO MOBILE MOUNTINGS, TWO AUTO ADAPTERS FOR PANASONIC TOUGHBOOKS, TWO CHARGE GUARDS AND TWO LOW PROFILE ANTENNA , 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, four Panasonic Port Replicators, two mobile mountings, two auto adapters for Panasonic Toughbooks, two charge guards and two low profile antenna; 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, Gold Type Business Machines, 351 Paterson Ave., East Rutherford, NJ 07073 has been awarded New Jersey State Contract No. 69834 for Emergency Radio/Telephone Systems (911 Dispatch, etc.) Including Accessories (Index #T-1044) effective October 1, 2007 through January 31, 2013; 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 for four Panasonic Port Replicators, two mobile mountings, two auto adapters for Panasonic Toughbooks, two charge guards and two low profile antenna Five Thousand Six Hundred Forty Two Dollars and Thirty Five Cents(\$5,642.35); and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this contract available as appropriations created by: Police Other Expense, Account #2-01-25-240-058 in the amount of \$5,642.35.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach hereby authorizes the purchase from Gold Type Business Machines of four Panasonic Port Replicators, two mobile mountings, two auto adapters for Panasonic Toughbooks, two charge guards and two low profile antenna Five Thousand Six Hundred Forty Two Dollars and Thirty Five Cents(\$5,642.35).

RESOLUTION 12-1221.10(g)

A RESOLUTION AUTHORIZING THE PURCHASE OF A CUSTOM 110V PICK EMERGENCY PHONE SYSTEM , 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, a custom 110V Pick Emergency Phone System; 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, Gold Type Business Machines, 351 Paterson Ave., East Rutherford, NJ 07073 has been awarded New Jersey State Contract No. 69834 for Emergency

Radio/Telephone Systems (911 Dispatch, etc.) Including Accessories (Index #T-1044) effective October 1, 2007 through January 31, 2013; 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 for the purchase of a custom 110V pick emergency phone system Two Thousand Five Hundred Fifty Eight Dollars and Seventy Five Cents(\$2,558.75); and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this contract available as appropriations created by: Police Other Expense, Account #2-01-25-240-058 in the amount of \$2,558.75.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach hereby authorizes the purchase from Gold Type Business Machines of a custom 110V Pick Emergency Phone System Two Thousand Five Hundred Fifty Eight Dollars and Seventy Five Cents(\$2,558.75).

RESOLUTION 12-1221.10(h)

A RESOLUTION AUTHORIZING THE PURCHASE FOUR ALPR PROCESSORS, FOUR SPIKE SINGLE TERMINATION BOXES, FOUR SPIKE POWER/DATE CABLE ASSEMBLY, FOUR EVDO MODEMS, 12V RUGGED AND INSTALLATION AND CONFIGURATION FOR A SUB TOTAL OF \$60,880.00 WITH A TRADE IN OF FOUR AUTOVIEW CAMERAS WHICH REDUCES THE PRICE TO \$42,480.00, 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, four ALPR processors, four spike single termination boxes, four spoke power/data cable assembly, four EVDO modems, 12v rugged and installation and configuration for a sub total of \$60,880.00 with a trade in of four autoview cameras which reduces to price to \$42,480.00; 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, Gold Type Business Machines, 351 Paterson Ave., East Rutherford, NJ 07073 has been awarded New Jersey State Contract No. 69834 for Emergency Radio/Telephone Systems (911 Dispatch, etc.) Including Accessories (Index #T-1044) effective October 1, 2007 through January 31, 2013; 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 for four ALPR processors, four spike single termination boxes, four spoke power/data cable assembly, four EVDO modems, 12v rugged and installation and configuration for a sub total of \$60,880.00 with a trade in of four autoview cameras which reduces to price to \$42,480.00; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this contract available as appropriations created by: Police Other Expense, Account #2-01-25-240-058 in the amount of \$42,480.00,

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach hereby authorizes the purchase from Gold Type Business Machines of four ALPR processors, four spike single termination boxes, four spoke power/data cable assembly, four EVDO modems, 12v rugged and installation and configuration for a sub total of \$60,880.00 with a trade in of four autoview cameras which reduces to price to \$42,480.00

RESOLUTION 12-1221.10(i)

A RESOLUTION AUTHORIZING THE PURCHASE TWO 3C MOBILE ALPR SYSTEMS WITH PROCESSOR AND INSTALLATION AND TRAINING FOR NEW POLICE VEHICLES, 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, two 3C mobile ALPR systems with processor and installation and training for new police vehicles as per state contract 69834; 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, Gold Type Business Machines, 351 Paterson Ave., East Rutherford, NJ 07073 has been awarded New Jersey State Contract No. 69834 for Emergency Radio/Telephone Systems (911 Dispatch, etc.) Including Accessories (Index #T-1044) effective October 1, 2007 through January 31, 2013; 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 for two 3C mobile ALPR systems with processor and installation and training for new police vehicles is Thirty Two Thousand Six Hundred Fifty Nine Dollars (\$32,659.00); and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this contract available as appropriations created by: Police Other Expenses and Supplies Account #2-01-25-240-058 in the amount of \$32,659.00.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach hereby authorizes the purchase from Gold Type Business Machines of two 3C mobile ALPR systems with processor and installation and training for new police vehicles total of \$32,659.00 .

RESOLUTION 12-1221.10(j)

A RESOLUTION AUTHORIZING THE PURCHASE VARIOUS HOLSTERS AND EQUIPMENT FOR WEAPONS FOR THE POLICE DEPARTMENT, 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, various holsters and equipment for weapons for the Police Department; 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, Atlantic Tactical, 736 Corporate Circle, New Cumberland , PA 17070 has been awarded New Jersey State Contract No. 82102 (T-0106) for Safariland and Bianchi Holsters and New Jersey State Contract # 81329 (T0606) for Streamlight Flashlights for weapons for Police and Homeland Security Equipment and Supply, effective May 1, 2012 through April 30, 2015; 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 for various holsters and equipment for weapons for the Police Department is Sixteen Thousand One Hundred Sixty One Thousand Dollars and Thirty Cents(\$16,161.30); and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this contract available as appropriations created by: Police Other Expenses and Supplies Account #2-01-25-240-058 in the amount of \$16,160.30.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach hereby authorizes the purchase from Gold Type Business Machines of for various holsters and equipment for weapons for the Police Department is Sixteen Thousand One Hundred Sixty One Thousand Dollars and Thirty Cents(\$16,161.30).

14. Resolution 12-1221.11 (a&b):Award various contracts, per bid:

- a) Replacement windows for the Municipal Complex: **Home Depot** \$135,988.96
- b) One (1) Ford F-450 refurbished bucket truck for the Public Works Dept.: **Classic Motor Car Garage** \$15,200.00

RESOLUTION 12-1221.11(a)

A RESOLUTION AWARDDING A CONTRACT FOR THE PURCHASE OF NEW REPLACEMENT WINDOWS AND ONSITE STORAGE OF SAME, FOR THE MUNICIPAL COMPLEX OF THE TOWNSHIP OF LONG BEACH, PER BID

WHEREAS, the Township of Long Beach has solicited bids for the purchase of new replacement windows and onsite storage of same, for the Township of Long Beach municipal complex; 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, Home Depot USA, Inc., Dept 32-2501611325, Attn: Credit Serv., P.O. Box 9055, Des Moines, IA 50368-9055 gave the lowest qualified bid as per the municipal engineer's review and approval; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriations created by Upgrade the EOC, Account # C-04-55-300-032 in the amount of \$100,000.00, Emergency Management Performance Grant # G-02-40-933-001 in the amount of \$14,726.60, and Police Maintenance of Equipment, Account # 2-01-25-240-029, in the amount of \$21,262.36.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 21st day of December 2012, for the reasons aforesaid, that a contract be and is hereby awarded to:

Home Depot USA, Inc.
Dept 32-2501611325, Attn: Credit Serv.
P.O. Box 9055
Des Moines, IA 50368-9055

for the purchase of new replacement windows and onsite storage of same, for the Township of Long Beach municipal complex in an amount not to exceed One Hundred Thirty Five Thousand Nine Hundred Eighty Eight Dollars and Ninety Six Cents (\$135,988.96), as per bid received December 18, 2012.

RESOLUTION 12-1221.11(b)

A RESOLUTION AWARDING A CONTRACT FOR THE PURCHASE OF ONE (1) REFURBISHED 1997 OR NEWER F450 SUPER DUTY BUCKET TRUCK WITH 92,500 MILES OR LESS, FOR THE PUBLIC WORKS DEPARTMENT OF THE TOWNSHIP OF LONG BEACH, PER BID

WHEREAS, the Township of Long Beach has solicited bids on two occasions; November 8th 2012 with no bids received, and on November 18th with one (1) bid received, for the purchase of one (1) refurbished 1997 or newer, F450 Super Duty Bucket Truck with 92,500 miles or less, or equivalent, for the Township of Long Beach Public Works Department; and

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

WHEREAS, Classic Motor Car Garage, 110 E. Main St., Box 560, Fairfield, PA 17320 provided a qualified bid as per the Commissioner of Public Works and Deputy Municipal Department Head of Public Works review and approval; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in the appropriations created by: Purchase Bucket Truck, Account # C-04-55-300-021 in the amount of \$15,000.00, and Public Works O/E Account # 2-01-26-302-058, in the amount of \$200.00.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 21st day of December 2012, for the reasons aforesaid, that a contract be and is hereby awarded to:

Classic Motor Car Garage
110 E. Main St., Box 560

for the purchase of one (1) refurbished F450 Super Duty Bucket Truck VIN # 1FDLF47G1VEA72336 for the Township of Long Beach Public Works Department in an amount not to exceed Fifteen Thousand Two Hundred Dollars (\$15,200.00), as per bid received December 18, 2012.

15. Resolution 12-1221.12(a&b): Approve the following change orders for P & A Construction:

- a) Change Order #2: 2011 Sewer Main \$10,000.00
- b) Change Order #4: 2011 Water Main \$17,293.70

RESOLUTION 12-1221.12(a)

RESOLUTION AUTHORIZING A CHANGE ORDER #2 FOR THE 2011 SEWER MAIN REPLACEMENT PROJECT # S340023-04 IN THE TOWNSHIP OF LONG BEACH

WHEREAS P&A Construction Co. Inc, was awarded a contract for the 2011 Sewer Main Installation Project #S340023-04 in the Township of Long Beach per Resolution 12-0104.07(b), in the amount of Two Million Thirty Three Thousand Six Hundred Twenty Three Dollars and Fifty Three Cents (\$2,033,623.53) on January 4, 2012; and

WHEREAS, during the installation various unknown and unanticipated problems were encountered causing changes to the scope of the project resulting in unexpected additional costs; and

WHEREAS, these changes resulted in the following change order:

- Change Order #1: \$62,705.98 approved pursuant to Resolution 12-0518.11(b)

WHEREAS, as a result of additional unforeseen subsurface conditions, wherein the exact location of the sewer services as well as other utilities were unknown, the Contractor incurred additional costs of excavation to locate utilities and adjust main location as a result of utility conflicts; and

WHEREAS, these changes have resulted in Change Order #2 of the original contract and has been approved and certified by the Municipal Engineer and the Commissioner of Public Works and Property. Said detailed Certification contains all the facts associated with this 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 21st day of December 2012 that P&A Construction Co., Inc., PO Box 28, Colonia, NJ 07067 be and is hereby awarded Change Order #2 in an amount not to exceed Ten Thousand Dollars (\$10,000.00) for payment of the additional work required to complete the 2011 Sewer Main Installation Project #S340023-04 in the Township of Long Beach.

RESOLUTION 12-1221.12(b)

RESOLUTION AUTHORIZING A CHANGE ORDER #4 FOR THE 2011 WATER MAIN INSTALLATION PROJECT IN THE TOWNSHIP OF LONG BEACH

WHEREAS P&A Construction Co. Inc, was awarded a contract for the 2011 Water Main Replacement Project 1517001-011 in the Township of Long Beach pursuant to Resolution 12-0104.07(a), in the amount of One Million Seven Hundred Forty One Thousand Eight Hundred Eighteen Dollars and Seventy Five Cents (\$1,741,818.75) on January 4, 2012; and

WHEREAS, based on the actual project, changes to the scope of the project resulting in unexpected additional costs were incurred; and

WHEREAS, these changes resulted in the following change orders:

- Change Order #1 in the amount of \$43,554.83 that was approved pursuant to Resolution 12-0405.12(b)
- Change Order #2: in the amount of \$63,545.81 that was approved pursuant to Resolution 12-0518.11(b); and
- Change Order #3 in the amount of \$79,749.80 that was approved pursuant to Resolution 12-0706.18; and

WHEREAS, as a result of the unknown services and side-street tie-ins, additional piping extensions and connections were required; resulting in an additional Change Order to the original contract; such change order has been approved and certified by the Municipal Engineer and the Commissioner of Public Works and Property.

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 21st day of December 2012 that P&A Construction Co., Inc., PO Box 28, Colonia, NJ 07067 be and is hereby awarded Change Order #4 in an amount not to exceed Seventeen Thousand Two Hundred Ninety Three Dollars and Seventy Cents (\$17,293.70) for payment of the additional work required to complete the 2011 Water Main Installation Project 1517001-011 in the Township of Long Beach.

16. Resolution 12-1221.13: Purchase one (1) 40 cubic yard roll-off container for the Public Works Dept, per the Ocean County Co Op: Custom Container Solutions, LLC: \$5,840.00

RESOLUTION 12-1221.13

A RESOLUTION AUTHORIZING THE PURCHASE AND DELIVERY OF ONE (1) 40-CUBIC YARD ROLL-OFF CONTAINER FOR THE LONG BEACH TOWNSHIP PUBLIC WORKS YARD, PER OCEAN COUNTY CO OP

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 for the purchase of one (1) 40 cubic yard roll off container at a cost of \$5,300.00 and delivery charge of \$540.00 for the Public Works Garage 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: Recycling O & E, Account # 2-01-26-307-029.

WHEREAS, Custom Container Solutions, LLC, 391 Wolfland Road, Lewisburg, PA 17837 was awarded contract #B2012-68 by the Ocean County Cooperative Purchasing System.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach at a regular meeting held Friday, December 21, 2012 hereby authorize the purchase, as described above and in accordance with the specifications, in an amount not to exceed Five Thousand Eight Hundred Forty Dollars (\$5,840.00).

Motion to approve Items 11 thru 16:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

FINANCIAL APPROVALS

17. Resolution 12-1221.14(a-c): Approve the following actions on performance/maintenance bonds:
- a) Minor Subdivision – LUB 36-09 extend PB (\$19,470.00)
 - b) Major Site Plan – LUB-11-09-PF extend PB (\$3,740.00)
 - c) Minor Subdivision- LUB 4-12 accept (\$1,000.00) MB and release (\$7,130.00) PB

RESOLUTION 12-1221.14(a)

WHEREAS, as per Resolution 10-1119.11 the Township of Long Beach received from Vito A. Errico; Cashier's Check #00821002 drawn on the Passumpsic Savings Bank, dated November 3, 2010 in the amount of Nineteen Thousand Four Hundred Seventy Dollars (\$19,470.00), representing the required Performance Bond for a Minor Subdivision; LUB-36-09, Block 10.36, Lot 1 (Haven Beach – East side of Long Beach Blvd., between North Carolina and Virginia Avenues).

WHEREAS, the property was inspected on December 14, 2012 by the Municipal Engineer who concluded the work was not complete and recommended the Performance Bond be extended for one year to December 21, 2013.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach approves the extension of the Performance Bond as recommended and certified by the Municipal Engineer.

RESOLUTION 12-1221.14(b)

WHEREAS, as per Resolution 09-1218.15) the Township of Long Beach received from Sea Horse Motel, Inc. Cashier's Check #516287 dated November 23, 2009 in the amount of Three Thousand Seven Hundred Forty Dollars (\$3,740.00) drawn on Sun National Bank, representing the required Performance Bond for Major Site Plan #LUB-11-09-PF, Block 15.108, Lot 2 (4204 Long Beach Blvd., Brant Beach, NJ).

WHEREAS, the property was inspected on November 16, 2011 by the Municipal Engineer who concluded the work was not complete and recommended the Performance Bond be extended for one year to November 18, 2012, pursuant to Resolution 11-1118.07(c); and

WHEREAS, property was inspected again on December 14, 2012 by the Municipal Engineer who concluded the work was still incomplete and recommended the Performance Bond be extended for one more year to December 21, 2013.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach approves the extension of the Performance Bond as recommended and certified by the Municipal Engineer.

RESOLUTION 12-1221.14(c)

WHEREAS, the Township of Long Beach has received from Michael Walsh, 5 Harbor Drive, Glen Gardner, NJ 08826, Cashier's Check #1865037 drawn on PNC Bank, dated May 7, 2012 in the amount of Fourteen Thousand Six Hundred Thirty Dollars (\$14,630.00), as per Resolution 12-0518.15, representing the required Performance Bond for a Minor Subdivision #LUB-4-12, Block 15.01, Lots 12 & 13 (11 West Harrington Avenue, Brant Beach).

WHEREAS, as per Resolution 12-0706.16. upon inspection by the Township Engineer, Frank J. Little, Jr., P.E., it has been determined that sufficient work has been completed and recommended a partial release of the Performance Bond; and

WHEREAS, upon inspection by the Township Engineer Frank J. Little, Jr., P.E., on December 20, 2012 it has been determined that a maintenance bond of One Thousand Dollars (\$1,000.00) is required and he recommends the release of the remaining Performance Bond in the amount of Seven Thousand One Hundred Thirty Dollars. (\$7,130.00).

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach accept a maintenance bond in the amount of \$1,000.00 and approves the release of the Performance Bond in the amount of \$7,130.00 as per its Municipal Land Use Ordinance and as per the recommendation and certification of the Municipal Engineer.

18. Resolution 12-1221.15: Approve various appropriation transfers

RESOLUTION 12-1221.15

WHEREAS, the New Jersey statutes provide for the making of reserve appropriation transfers between the period of November 1, 2012 and

December 31, 2012; 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
Municipal Clerks	S/W	2-01-20-120-011	\$3,085.00
Finance Dept	S/W	2-01-20-130-011	\$5,205.00
Recycling	S/W	2-01-26-307-011	\$6,000.00
Board of Health	S/W	2-01-27-330-011	\$5,000.00
TOTAL			\$19,290.00
TO:	DEPT:	ACCT#	AMOUNT
CONSTRUCTION (O/C)	S/W	2-01-20-195-201	\$2,933.00
LIFEGUARDS	S/W	2-01-28-380-011	\$5,205.00
COMMUNITY RATING	S/W	2-01-31-470-011	\$152.00
Recycling	O/E	2-01-26-307-029	\$6,000.00
Board of Health	O/E	2-01-27-330-029	\$5,000.00
TOTAL			\$19,290.00

19. Resolution 12-1221.16: Approve Bills & Payroll
Bills in the amount of:
Payroll in the amount of:

RESOLUTION 12-1221.16

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 \$393,329.64.

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 \$1,688,491.69 be and the same are hereby authorized to be paid on December 21, 2012.

2. The said approved payroll amounting to the sum of \$393,329.64 be and the same are hereby authorized to be paid on December 21, 2012.

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 thru 19:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

Mayor Mancini states the Treasurer's Report for the month of November 2012 and the Tax Collector Reports for the months of August thru November 2012 are on file in the Municipal Clerk's Office.

COMMISSIONERS' REPORTS

Commissioner Lattanzi reported preparation was in place for 2013 municipal budget. He also stated that he expected to received 100% reimbursement of costs from

Superstorm Sandy for expenses through Nov. 9th and 90% reimbursement for expenses after that date.

Commissioner Lattanzi announced Louis Berger Group were contracted with to assist the Twp. with reimbursement applications.

Commissioner Bayard reported that as of Dec. 22, 2012 one sweep of debris removal would be complete and work will cease for the holiday week but would commence again on January 2, 2013.

Mayor Mancini stated the next meeting of the Board of Commissioners would take place on Friday, December 28, 2012 at 10:00 a.m.

Mayor Mancini also stated the next regular meeting of the Land Use Board would be held on Wednesday, January 9, 2013 at 7:00 p.m. in the Municipal Court Room.

Mayor Mancini announced at the request of the public, the outstanding Deeds of Easements in Holgate:

- Kudra, 4803 So. Long Beach Blvd.
- R & C Libauer, 4801 So. Long Beach Blvd.
- Von Volkenburgh, 4405 So. Long Beach Blvd.
- Kaufman, Edward & Marilyn, 4303 So. Long Beach Blvd.
- Piperata, Anthony (Estate), 4209 So. Long Beach Blvd.
- Kotwal, 2501 So. Long Beach Blvd.

Mayor Mancini reported from the Police Department, the websites for updated information were LBIEOC.ORG and longbeachtownship.com, and these provided post storm information that is up to date. In addition the DRC (disaster recovery center) was located at 12 Cedars Lane in Harvey Cedars was still operational open 9AM TO 7PM and closed on Sunday.

Mayor Mancini also stated Chief Michael Bradley recently met with local school officials, due to the tragic event in Connecticut to ensure the Departments commitment to the wellbeing and safety of our children.

Mayor Mancini stated the Long Beach Police are asking people to report suspicious vehicles/ people to dispatch at 609 494-3322 for prompt response and appropriate attention.

Mayor Mancini announced the Long Beach Police wished everyone a Happy and Safe Holiday Season

Mayor Mancini also announced it was the last day to put debris out to the curbside and asked residents to call is anyone abused this date.

Mayor Mancini also asked everyone to say an extra prayer for the families in Connecticut.

OPEN PUBLIC SESSION

Dan Macone 29 W. Cleveland, Holgate stated he was back in his home in about three weeks and thanked everyone in the Township for their hard work.

He also reported having a problem with debris removal due to the overhead wires, but thanked Debra Thompson in Public Works for going out of her way to help him with this issue.

Dan Macone asked for the status on the following items of concern in Holgate:

- Sand removal/replacement– **Mayor Mancini** responded approximately two weeks, and noted all the sand was being sifted and cleaned through the tumbler
- Would the debris collection continue – **Mayor Mancini** responded it would begin again after the holidays
- Hazardous Waste collection– **Commissioner Bayard** responded the contractors were picking it up
- Parking Lot and Bathrooms – **Mayor Mancini** stated they will be replaced / rebuilt.
- Cleveland Ave. to remain a dead end street? – **Mayor Mancini** stated he would have to look into it.
- Help from residents rebuilding? – **Mayor Mancini** responded that the Twp. would be asking the community for their thoughts and input on rebuilding.

Mayor Mancini stated he was addressing the bill S-2368 regarding beach fees from Senators Sweeny and Doherty.

Commissioner Lattanzi noted coordinating plans and asked the residents to send their ideas.

Charlie Farrell, Loveladies stated he was interviewed by Channel 4 News after the storm and he commented on what good leadership the Twp. had for the storm and rehabilitation.

Charlie Farrell also reached out to easement holders in Loveladies, asking them to re-think and re-evaluate their positions. He urged residents to talk to their neighbors and ocean front owners. He noted the dune saved his home and thanked the Mayor for all the efforts by the Twp.

Tom Gutchigian, Beach Haven Crest stated he was interested in a class action suit against ocean front owners who would not sign the easements.

Tom Gutchigian was also concerned with Resolution 12-1221.07 regarding building height because his home was already at maximum height.

Mayor Mancini asked him to come to his office and he would help him with his home plans.

Bill Hutson, Holgate thanked Teri Sgro for working with the easement holders.

Debra Slavinski, Holgate stated Holgate looked like a warzone after the storm. She asked if there was a time frame for the ocean front owners to sign their easements.

Mayor Mancini responded yes, a hard date will be coming soon.

Debra Slavinski reiterated that if ocean front owners did not sign their easements we might lose our chance for federal funding. Mayor Mancini replied the Twp. was waiting to hear the status of the funding, commenting that he would prefer the homeowners would do the right thing and sign, the Twp. doesn't have the time or money for court.

Bob Irvine, Beach Haven Crest stated he was an ocean front owner and signed his easement. He showed pictures of damaged homes caused by the storm, stating the ocean fronts who would not sign were selfish.

Al Vallese, Holgate, thanked the Mayor for being able to return to his home so quickly after the storm.

Stanley Antonoff, North Beach, noted speaking at the previous meeting about a class action lawsuit and stated it takes time to contact attorneys and to pursue the suit.

Jim Dougherty, Holgate state he was an attorney and also stated he felt small claims court would be helpful because you leave bad taste between neighbors and the burden of proof and cost is on the plaintiff. He suggested letting the governing body handle the easement holders.

Marianne Hurley asked for the names of the holdouts in Holgate and asked if homeowners could have reassessments on their homes.

Mayor Mancini responded that the re assessments would be done by request from the individual homeowners.

Maria DePasquale, Brant Beach stated she was confused with the flood insurance and was not sure of her elevation.

Mayor Mancini asked Maria to bring her paperwork in and Ron Pingaro from the Construction office would help her.

Eric Lindenberg, Holgate stated he lived next to a non-signer and felt having a hard sign by date would help with the easement holders.

CLOSE PUBLIC SESSION

Motion for adjournment at 5:02 p.m.:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

Lynda J. Wells, RMC
Municipal Clerk

Joseph H. Mancini, Mayor

Ralph H. Bayard, Commissioner

Dr. Joseph P. Lattanzi, Commissioner