

**MINUTES**  
**D OF COMMISSIONERS**      **SEPTEMBER 10, 2010**  
**Flag Salute**

Meeting came to order: 4:01 p.m.

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

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

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

Motion: To dispense with the reading of the minutes of the previous meetings of August 6<sup>th</sup> and August 20<sup>th</sup> 2010 and to approve the same as recorded in the minute book:

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

**AGENDA**

**PROCLAMATIONS**

**National Preparedness Month:** September 2010 is designated to encourage all citizens & organizations to be prepared for any disaster or emergency.

**PROCLAMATION**

**NATIONAL PREPAREDNESS MONTH: SEPTEMBER 2010**

**WHEREAS**, the Department of Homeland Security, in connection with the Ready+ Campaign and Citizen Corps, has designated September as National Preparedness Month across America; and

**WHEREAS**, National Preparedness Month is designated to educate and empower Americans to take simple steps to prepare for emergencies in their homes, businesses and communities before they happen; and

**WHEREAS**, in the event of a large scale emergency, natural disaster, pandemic, or terrorist attack, it is America's civic responsibility to be prepared by having an emergency supply kit, making a family emergency plan, becoming informed about the different emergencies that may affect them, and getting involved in community preparedness and response efforts; and

**WHEREAS**, the Ocean County Office of Emergency Management, the Ocean County Board of Health, and the Long Beach Township Office of Emergency Management recognize the need to increase public awareness about the importance of emergency and public health preparedness in Ocean County and throughout the country; and

**WHEREAS**, the Ocean County Board of Health and the Ocean County Medical Reserve Corp is therefore actively participating this September in National Preparedness Month by providing seasonal influenza information as well as emergency preparedness materials to Ocean County residents at various locations throughout Ocean County.

**NOW, THEREFORE, BE IT RESOLVED**, that Board of Commissioners of the Township of Long Beach, County of Ocean, in the State of New Jersey, do hereby proclaim the week of September 2010 as National Preparedness Month in Long Beach Township and encourages all citizens and organizations to take action to become prepared for any disaster or emergency.

**BE IT FURTHER RESOLVED**, that a copy of this proclamation shall be forwarded to the Ocean County Board of Chosen Freeholders.

**Constitution Week:** September 17<sup>th</sup> through 23<sup>rd</sup> 2010 marks the 223<sup>rd</sup> Anniversary of the signing of the United States Constitution.

**Mayor Mancini** read the proclamation aloud and presented it to Suzanne Fitzsimmons: Daughters of the American Revolution - Region of the Great John Mathis and Assemblywoman DiAnne Gove. Assemblywoman Gove thanked the Governing Body for reflecting on this historical document and remembered those serving in the Armed Forces at this time.

**PROCLAMATION**

**CONSTITUTION WEEK**

**SEPTEMBER 17<sup>TH</sup> THROUGH 23<sup>RD</sup> 2010**

**WHEREAS**, our Founding Fathers, in order to secure the blessings of liberty for themselves and their posterity, did ordain and establish a Constitution for the United States of America; and

**WHEREAS**, it is of the greatest importance that all citizens fully understand the provisions and principles contained in the Constitution in order to support, preserve, and defend it against all encroachment; and

**WHEREAS**, this is the two-hundred twenty-third anniversary of the signing of the Constitution and the rights, privileges, and responsibilities it affords; and

**WHEREAS**, the independence guaranteed to American citizens, whether by birth or naturalization, should be celebrated by appropriate ceremonies and activities during Constitution Week, September 17 through 23, 2008, as designated by proclamation of the President of the United States of America in accordance with Public Law 915.

**NOW, THEREFORE, BE IT RESOLVED**, that Board of Commissioners of the Township of Long Beach, County of Ocean, in the State of New Jersey, do hereby proclaim the week of September 17<sup>th</sup> through September 23<sup>rd</sup> as Constitution Week in Long Beach Township and urge all citizens to reflect during that week on the many benefits of our Federal Constitution and American Citizenship.

**ORDINANCES AND PUBLIC HEARINGS**

1. Second Reading Ordinance 10-41C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" AS THE SAME IN SECTION 106-24Q PERTAIN TO REAL ESTATE SIGNS AND IN SECTION 205-45 PERTAIN TO SIGNS IN RESIDENTIAL ZONES.**

Passed on first reading at a regular meeting held on August 6<sup>th</sup> 2010 and advertised in the BEACH HAVEN TIMES issue of August 11<sup>th</sup> 2010.

Administrator explained that upon review of these chapters in the Code considered. The Board of Commissioners planned to introduce a new

Motion to withdraw Ordinance 10-41C:

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

2. Second Reading of Amended Ordinance 10-42C: **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 CHAPTERS 64 AND CHAPTER 82 PROVIDE FOR FEES FOR PLUMBING SUB-CODE INSPECTION, ELECTRIC SUB-CODE INSPECTION AND FIRE SUB-CODE INSPECTION.**

Passed on first reading at a regular meeting held on August 6<sup>th</sup> 2010 and advertised in the BEACH HAVEN TIMES issue of August 11<sup>th</sup> 2010.

**Bonnie M. Leonetti, Municipal Clerk, Administrator** stated this amended the section of Long Beach Township ordinances concerning fees for sub-code inspections by adoption of the approved state fees required by the NJ Dept. of Community Affairs since the Township of Long Beach used a third party for these services. It also established a fee for administrative services for LBT to cover a shared of costs incurred by the Township in connection with inspections by a private agency.

**ORDINANCE 10-42C**

**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 Chapters 64 and Chapter 82 provide for fees for plumbing sub-code inspection, electric sub-code inspection and fire sub-code inspection.**

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

**STATEMENT OF PURPOSE**

This amends the section of Long Beach Township Ordinances concerning fees for plumbing sub-code inspection, fire protection sub-code inspection and electrical sub-code inspection by adopting the approved state fees. This is required by the NJ Dept. of Community Affairs (DCA) since the Township of Long Beach uses a third party for these services.

**SECTION I**

**§64-3.G.(9) current inspection fees for fire inspection, plumbing inspection and electrical inspection are hereby deleted and newly established as follows:**

(a) THE FOLLOWING FEES ARE HEREBY ESTABLISHED FOR PLUMBING INSPECTION:

1. Fixtures, equipment or appliances connected to the gas piping or oil piping system, except for special devices \$13.00 each
2. Special Devices are the following:  
 Grease Traps, oil separators, water cooled air conditioning units, refrigeration units, utility service connections, backflow preventers, double check valve assembly, reduced pressure zone and pressure vacuum breaker backflow preventers, steam boilers, hot water boilers (heating only), gas or oil piping, sewer pumps, sump pumps and sewer interceptors.(pool safety vacuum release system) \$82.00 .

(b) THE FOLLOWING FEES ARE HEREBY ESTABLISHED FOR FIRE INSPECTION:

1. Detectors: smoke heat , carbon monoxide
 

1-12 detectors not less than	\$45.00
For each additional	\$15.00
2. Sprinkler heads:
 

1-20 heads not less than	\$ 82.00
21-100 heads	\$ 151.00
101-200 heads	\$ 289.00
201-400 heads	\$ 748.00
401-1000 heads	\$1036.00
over 1000 heads	\$1323.00
3. Standpipes:
 

each standpipe	\$ 289.00
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4. Independent pre-engineered systems
 

each system	\$116.00
-------------	----------
5. Gas/oil fired appliances (not connected to plumbing system) \$ 58.00
6. Commercial kitchen Exhaust system, each system \$ 58.00
7. Incinerator/Crematorium \$460.00
8. NOTE: fee for single/multiple station/smoke/fire/burglar/security system1-2 family

Other use fee is based on standard FIRE fee schedule

\$29.00 per unit

(c) THE FOLLOWING FEES ARE HEREBY ESTABLISHED FOR ELECTRICAL INSPECTION:

1. **Light fixtures, receptacles, switches,**  
 detectors and all devices rated 20 AMPS or less or 1 (HP), or 1(KVA).
 

1-50 devices	\$45.00
Each additional 25 devices	\$ 8.00
2. Each motor or device rated greater than 20 AMPS to 50 AMPS or greater than 1(HP), or 1(KVA) to 10(HP) 10(KW) or 10(KVA). \$ 13.00
3. Each motor or device rated greater

- |    |  |          |
|----|--|----------|
|    | VA) to 50(HP)<br>r than 50 AMPS  | \$ 58.00 |
| 4. | Each motor or device rated 50(HP)<br>or 50 (KVA) to 100(HP) 100(KW) or 100(KVA)<br>and greater than 225 AMPS to 1000 AMPS for<br>each transformer greater than 50(KW) or (KVA)<br>to 112.5 (KW or KVA)to 100 (KW) or (KVA) | \$116.00 |
| 5. | Each motor or device rated greater than<br>100(HP)or 100(KW) (KVA) or greater than 1000 AMPS<br>or Transformer greater than 112.5(KW)(KVA)   | \$576.00 |
| 6. | Annual electrical inspections (public and<br>private swimming pools and equipment)   | \$ 69.00 |
| 7. | <u>NOTE</u> : DCA fee for single/multiple station/smoke/fire/burglar/security system<br>1-2 family Other use fee is based on standard electrical fee schedule<br>\$29.00 per unit  |          |

64-3.G (9)(d) shall be added to create an Administrative Fee of 25% per permit, for the purpose of covering a proportionate share of administrative costs incurred by the Twp. in connection with inspections performed by a private agency.

## SECTION II

**§82-10.** as the same provides under C.(7)(i) inspection fees for fire inspection, plumbing inspection and electrical inspection are hereby established as follows:

[1] THE FOLLOWING FEES ARE HEREBY ESTABLISHED FOR PLUMBING INSPECTION:

- |     |  |              |
|-----|--|--------------|
| [A] | Fixtures, equipment or appliances connected to the gas piping or<br>Oil piping system, except for special devices  | \$13.00 each |
| [B] | Special Devices are the following:<br>Grease Traps, oil separators, water cooled air conditioning units,<br>refrigeration units, utility service connections, backflow preventers, double check valve<br>assembly, reduced pressure zone and pressure vacuum breaker backflow<br>preventers, steam boilers, hot water boilers (heating only), gas or oil piping, sewer<br>pumps, sump pumps and sewer interceptors.(pool safety vacuum release system) | \$82.00      |

[2] THE FOLLOWING FEES ARE HEREBY ESTABLISHED FOR FIRE INSPECTION:

- |     |  |           |
|-----|--|-----------|
| [1] | 1-12 detectors not less than                                   | \$45.00   |
|     | For each additional  | \$15.00   |
| [2] | Sprinkler heads:   |           |
|     | 1-20 heads not less than                                       | \$ 82.00  |
|     | 21-100 heads   | \$ 151.00 |
|     | 101-200 heads  | \$ 289.00 |
|     | 201-400 heads  | \$ 748.00 |
|     | 401-1000 heads   | \$1036.00 |
|     | over 1000 heads  | \$1323.00 |
| [3] | Standpipes:  |           |
|     | each standpipe   | \$ 289.00 |
| [4] | Pre-engineered systems   |           |
|     | each system  | \$116.00  |
| [5] | Gas/oil fired appliances<br>(not connected to plumbing system) | \$ 58.00  |
| [6] | Commercial kitchen   |           |
|     | Exhaust system, each system                                    | \$ 58.00  |
| [7] | Incinerator/Crematorium  | \$460.00  |

[8] NOTE: fee for single/multiple station/smoke/fire/burglar/securitysystem1-2family  
Other use fee is based on standard FIRE fee schedule \$ 29.00 per unit

[3] THE FOLLOWING FEES ARE HEREBY ESTABLISHED FOR ELECTRICAL INSPECTION:

- |     |  |          |
|-----|--|----------|
| [a] | Light fixtures, receptacles, switches,<br>detectors and all devices rated 20 AMPS<br>or less or 1 (HP), or 1(KVA).<br>1-50 devices   | \$45.00  |
|     | Each additional 25 devices   | \$ 8.00  |
| [b] | Each motor or device rated greater<br>than 20 AMPS to 50 AMPS or greater<br>than 1(HP), or 1(KVA) to 10(HP)<br>10(KW) or 10(KVA).  | \$ 13.00 |
| [c] | Each motor or device rated greater<br>than 10(HP), 10(KW) or 10(KVA) to 50(HP)<br>50(KW) or 50(KVA) or greater than 50 AMPS to 225 AMPS .  | \$58.00  |
| [d] | Each motor or device rated 50(HP)<br>or 50 (KVA) to 100(HP) 100(KW) or 100(KVA)<br>and greater than 225 AMPS to 1000 AMPS for<br>each transformer greater than 50(KW) or (KVA)<br>to 112.5 (KW or KVA)to 100 (KW) or (KVA) | \$116.00 |
| [e] | Each motor or device rated greater than<br>100(HP) or 100(KW) or greater than 1000 AMPS<br>or Transformer greater than 112.5(KW)(KVA)  | \$576.00 |
| [f] | Annual electrical inspections (public and<br>private swimming pools and equipment)   | \$ 69.00 |

ple station/smoke/fire/burglar/security  
sed on standard electrical fee schedule  
\$29.00 (per unit)

### SECTION III

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

### SECTION IV

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

### SECTION V

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

OPEN PUBLIC HEARING

No Comment

CLOSE PUBLIC HEARING

Motion to adopt Amended Ordinance 10-42C on Second Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

3. Second Reading Ordinance 10-45C: **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 5 PERTAINS TO ADMINISTRATION**

Passed on first reading at a regular meeting held on August 20<sup>th</sup> 2010 and advertised in the BEACH HAVEN TIMES issue of August 25<sup>th</sup> 2010.

**Bonnie M. Leonetti, Municipal Clerk, Administrator** noted this ordinance abolished the title and position of Assistant Assessor due to a lack of need, and in the interest of economy, efficiency and other sufficient basis.

### ORDINANCE 10-45C

**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 5 pertains to Administration**

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

### STATEMENT OF PURPOSE

This Ordinance amends Chapter 5 of the Code of Long Beach Township by abolishing Section 5-44 which provided for the title and position of Assistant Assessor. Due to a lack of need for the duties performed in this capacity and in the interest of economy, efficiency and other sufficient basis, the Township does not anticipate the need for this title in the future.

### SECTION I

§Chapter 5 as the same refers to employment titles, is hereby amended by the deletion of Section 5-44, Assistant Assessor+as well as the applicable salary range.

### SECTION II

All of the sections in Chapter 5 following 5-43 shall be re-numbered beginning with 5-44 and continuing sequentially through 5-63.

### SECTION III

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

### SECTION IV

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

### SECTION V

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

OPEN PUBLIC HEARING

No Comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 10-45C on Second Reading:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

### ADOPTIONS AND APPROVALS

4. Resolution 10-0910.01: Approve various special events in Long Beach Twp.:

**Alliance for a Living Ocean:** beach clean-up activities  
September 25<sup>th</sup> from 10:00 a.m. to 1:00 p.m.

**PBA Haunted Alien Encounter:** October 2<sup>nd</sup> from 6:00 p.m.  
to 10:00 p.m. at the Municipal Complex Ballfield

**Annual Jetty Clam Jam:** Surf Festival in Holgate on  
October 17<sup>th</sup> (Raindates: October 23 & 24) from  
8:00 a.m. to 5:30 p.m.

### RESOLUTION 10-0910.01

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach approves the below-listed events subject to the receipt of all required documentary and insurance information:

- Alliance for a Living Ocean: Annual Beach Clean-up on September 25<sup>th</sup> between the hours of 10:00am and 1:00pm. at various locations in Long Beach Township. Staging areas: Holgate Parking Lot for the pick-up and return of supplies for volunteers. Volunteers will not be permitted to on the beachfront dunes.

be placed in the appropriate receptacles.  
ber 2<sup>nd</sup> from 6:00 p.m. to 10:00 p.m. at the Municipal Complex.  
lgate on October 17<sup>th</sup> (Raindates: October 23 & 24) 8:00 a.m. to

5:30 p.m. Permission is granted for use of the Holgate Parking Lot and Public Bathrooms, and the erection of various tents and scaffolding during the Festival.

5. Resolution 10-0910.02: Authorize an application for an Energy Efficiency and Conservation Block Grant: Angela Andersen

Bonnie M. Leonetti, Municipal Clerk, Administrator advised these grants funded up to 60% of energy related upgrades to local government buildings.

#### RESOLUTION 10-0910.02

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that Angela Andersen of the Long Beach Township Public Works Department, be and she hereby is authorized and directed to submit an application through the New Jersey Clean Energy Program's Energy Efficiency and Conservation Block Grant %Direct Install+ initiative for various energy upgrades to municipal buildings.

6. Resolution 10-0910.03: Authorize the execution of a Consent Order between PBA Local 373 and Long Beach Township

#### RESOLUTION 10-0910.03

#### **AUTHORIZE THE EXECUTION OF A CONSENT ORDER BETWEEN PBA LOCAL #373 AND THE TOWNSHIP OF LONG BEACH**

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that authorization is hereby given for the execution by the Mayor and Municipal Clerk of any and all documents in connection with a Consent Order.

7. Resolution 10-0910.04: Approve personnel actions

Bonnie M. Leonetti, Municipal Clerk, Administrator related the various actions proposed.

#### RESOLUTION 10-0910.04

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

#### **BEACH PATROL**

Hire the following Seasonal Beach Badge Program Seller/Checkers at the rate of \$8.10 per hour to be paid from the Beach Badge Salary & Wage effective retro-active to August 23, 2010.

Elise Bender

Corynne Bielecki

Sara Chiodi

Kristen Gormeley

Erin Shevlin

#### **POLICE**

Approve attendance of the following to the Ocean County Police Academy to become Class II Special Law Enforcement Officers at the minimum wage rate of \$7.25 per hour to be paid from the Police Salary & Wage effective September 10, 2010.

Kyle Rickvalsky

Brian Woodruff

#### **PUBLIC WORKS**

Correct Resolution 10-0820.04 for Stuart McGowan to state he is being paid from Water/Sewer Salary & Wage. Change Suzette Lohr's title to the Lateral title of Building Maintenance Worker effective September 11, 2010.

#### **WATER/SEWER**

Change Mark Shield's title to Assistant Water Superintendent effective retro-active to September 11, 2010 with a base salary of \$76,676.00.

Change Dana Vickers' title to Supervisor, Sewer/Supervisor, Water effective retro-active to September 11, 2010 with a base salary of \$73,449.00.

Change Michael Clark's title to Assistant Water Treatment Plant Operator effective retro-active to September 11, 2010 with a base salary of \$40,489.00.

8. Resolution 10-0910.05: Prohibit parking on various Right-of-Ways in Long Beach Township: 32<sup>nd</sup> thru 46<sup>th</sup> Streets

Bonnie M. Leonetti, Municipal Clerk, Administrator stated this was needed to enforce no parking regulations on small alleyways in portions of Brant Beach.

#### RESOLUTION 10-0910.05

#### **RESOLUTION PROHIBITING PARKING ON CERTAIN UNNAMED ALLEYWAYS LOCATED IN THE BRANT BEACH SECTION OF THE TOWNSHIP OF LONG BEACH**

**FIRST WHEREAS**, N.J.S.A. 39:4-8c specifically provides that a Municipality may by Ordinance or Resolution prohibit or restrict general parking; and

**SECOND WHEREAS**, by Ordinance 10-43C the Board of Commissioners has reserved unto itself the power and authority to, by Resolution duly adopted, regulate parking within the Township of Long Beach; and

**THIRD WHEREAS**, parking of vehicles on certain unnamed alleyways in the Township of Long Beach in the Brant Beach section have become a problem and created traffic congestion; and

**FOURTH WHEREAS**, the Board of Commissioners of the Township of Long Beach after consultation with the Chief of Police of the Township of Long Beach have determined that it is in the best interest of the public safety of the Township to prohibit all parking on both sides of certain unnamed alleyways in the Brant Beach section of Long Beach Township; and

**FIFTH WHEREAS**, the Board of Commissioners of the Township of Long Beach has determined that the appropriate penalty for violation of the parking restrictions imposed in this Resolution are the same as those imposed for violation of Section 189-5 of the revised general Ordinances 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 September 10, 2010:

1. Parking shall be and is hereby prohibited at all times on both sides of the below enumerated unnamed alleys in the Brant Beach section of Long Beach Township:

a. That 15 foot wide alleyway located 75 feet Easterly of the Easterly sideline of Long Beach Boulevard extending from the Southerly sideline of 32<sup>nd</sup> Street to the Northerly sideline of 34<sup>th</sup> Street.

alleyway lying 75 feet Easterly of the Easterly sideline of Long  
sideline of 37<sup>th</sup> Street to the Northerly sideline of 38<sup>th</sup> Street.

alleyway lying 75 feet Easterly of the Easterly sideline of Long  
Beach Boulevard extending from the Southerly sideline of 41<sup>st</sup> Street to the Northerly sideline of 42<sup>nd</sup> Street.

d. That 15 foot wide alleyway lying 75 feet Easterly of the Easterly sideline of Long  
Beach Boulevard running from the Southerly sideline of 45<sup>th</sup> Street to the Northerly sideline of 46<sup>th</sup> Street.

2. For a violation of the parking prohibitions herein contained an offender shall be fined in  
accordance with the fine schedule to be imposed for a violation of Section 189-5 of Code of the Township of  
Long Beach, County of Ocean, State of New Jersey, 1997+.

3. The Public Works Department of the Township of Long Beach shall post appropriate No-  
Parking Signs on the above designated alley to comply with the requirements of notification contained in  
N.J.S.A. 39:4-198.

4. The Police Department of the Township of Long Beach shall not issue summons until after the  
notification called for in sub-paragraph 3 above has been posted.

5. The parking prohibitions contained in this Resolution shall be in effect 24 hours a day 12  
months a year.

Motion to approve Items 4 - 8:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

### **CONTRACTS AND AWARDS**

9. Resolution 10-0910.06: Award a contract for the purchase of a Hopper Salt  
Spreader for the Public Works Department, per quotations:  
Modern Equipment & Supply Co., Inc.: \$5,458.28

#### **RESOLUTION 10-0910.06**

### **A RESOLUTION AWARDING A CONTRACT FOR THE PURCHASE OF ONE (1) STAINLESS STEEL HOPPER SPREADER FOR THE PUBLIC WORKS DEPARTMENT IN THE TOWNSHIP OF LONG BEACH, PER QUOTE**

**WHEREAS**, in accordance with N.J.S.A. 40:A11-6.1, the Long Beach Township Public Works  
Department solicited quotations for the purchase of one (1) stainless steel hopper spreader; and

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

**WHEREAS**, the quotations were reviewed by the Board of Commissioners of the Township of Long  
Beach and it was determined that Modern Equipment Sales & Rental Co., 1325 Highway 34, Farmingdale, NJ  
07727 provided the lowest qualified quotation in accordance with the specifications, said quotation (Proposal #  
LBT0719BG) in the amount of Five Thousand Four Hundred Fifty Eight Dollars and Twenty Eight Cents  
(\$5,458.28); and

**WHEREAS**, it is in the public interest of the Township of Long Beach to award a contract to Modern  
Equipment Sales & Rental Co. for the purchase of one (1) stainless steel hopper spreader; and

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds are available in the  
appropriation created by Ordinance 10-27 authorizing the acquisition of a salt spreader, account #C-04-55-987-  
901.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long,  
County of Ocean, State of New Jersey, at a regular meeting held this 10<sup>th</sup> day of September 2010 that the  
Mayor and the Municipal Clerk are hereby authorized to execute a contract with:

Modern Equipment Sales & Rental Co.

1325 Highway 34

Farmingdale, NJ 07727

in an amount not to exceed Five Thousand Four Hundred Fifty Eight Dollars and Twenty Eight Cents  
(\$5,458.28).

10. Resolution 10-0910.07(a&b): Award contracts for the purchase of various items  
for the Public Works Department, per State Contract:

a. (1) 2011 Ford Escape Utility Truck:

Ditschman Flemington Ford \$22,472.00

#### **RESOLUTION 10-0910.07(a)**

### **AUTHORIZE A CONTRACT FOR THE PURCHASE OF ONE (1) 2011 FORD ESCAPE SPORT UTILITY VEHICLE FOR THE TOWNSHIP OF LONG BEACH PUBLIC WORKS 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**, DFFLM, LLC d/b/a Ditschman/Flemington Ford, 215 Route 202 & 31, P.O. Box 1007,  
Flemington, NJ 08822 has been awarded New Jersey State Contract No. A73845 for Vehicles, Sport Utility  
(SUV) (Index # T2007) effective March 13, 2010 to November 12, 2010; and

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

**WHEREAS**, the actual cost of one (1) 2011 Ford Escape Sport Utility Vehicle with factory options  
included in the proposal received August 18, 2010 by the Township is Twenty Two Thousand Four Hundred  
Seventy Two Dollars (\$22,472.00); and

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

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long  
Beach that:

DFFLM, LLC d/b/a Ditschman/Flemington Ford  
215 Rt. 202 & 31  
P.O. Box 1007

Flemington, NJ 08822

one (1) 2011 Ford Escape Sport Utility Vehicle with factory options  
A73845 for Vehicles, Sport Utility (SUV) (Index # T2007) effective

March 13, 2010 to November 12, 2010 in an amount not to exceed Twenty Two Thousand Four Hundred Seventy Two Dollars (\$22,472.00).

- b. (50) litter receptacles, liners and lids:  
Best Litter Receptacles \$9,283.54

**RESOLUTION 10-0910.07(b)**

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

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

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

**WHEREAS**, Best Litter Receptacle, Inc. has been awarded New Jersey State Contract No. 59073 for Park and Playground equipment & Parts (T0103) for the period expiring February 28, 2011; and

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

**WHEREAS**, the actual cost of 50 trash container cradles, 25 Blue Liners, 25 Green Liners, 25 Blue Lids, 25 Green Lids, and freight is Nine Thousand Two Hundred Eighty Three Dollars Fifty Four Cents (\$9,283.54); and

**WHEREAS**, the Chief Financial Officer has certified the availability of funds for this contract in the appropriations created by: Recycle Revenue / Residual Disbursement and Clean Communities, Account # G-02-40-714-004 \$535.10, G-02-40-714-005 \$4,106.67, G-02-40-712-005 \$647.76, G-02-40-712-006 \$3,994.01.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that:

Best Litter Receptacle, Inc.  
221 Carolina Farms Blvd.  
Carolina Shores, NC 28467

be awarded a contract for the purchase of 50 trash container cradles, 25 Blue Liners, 25 Green Liners, 25 Blue Lids, 25 Green Lids, and freight as per state contract #59073 in an amount not to exceed Nine Thousand Two Hundred Eighty Three Dollars Fifty Four Cents (\$9,283.54).

11. Resolution 10-0910.08: Approve an amendment to a Professional Service Contract with Geo Trans, Inc. for Phase III of the Underground Storage Tank Remediation Project: Not to exceed \$18,000.00 for additional remediation required pursuant to the DEP Site Remediation Reform Act

**RESOLUTION 10-0910.08**

**WHEREAS**, Resolution 09-1204.07 awarded a professional service contract for Phase III of the remedial investigation and ground water sampling required for the underground storage tank site case closure to GeoTrans, Inc., 295 Route 22 East, Suite 104E, Whitehouse Station, NJ 08889 in an amount not to exceed Seventeen Thousand Five Hundred Ninety One Dollars (\$17,591.00); and

**WHEREAS**, the New Jersey Department of Environmental Protection adopted Administrative Requirements for the Remediation of Contaminated Sites and amended the existing Technical Requirements for Site Remediation; and

**WHEREAS**, as a result of the amendment to the technical requirements, the scope of work for Phase III must be revised to meet the current NJ DEP regulatory provisions.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that the professional service contract awarded to GeoTrans, Inc. for Phase III of the remedial investigation and ground water sampling required for the underground storage tank site case closure be and is hereby amended to include the additional work required to meet the current NJ DEP regulatory provisions and approves an additional amount not to exceed Eighteen Thousand Dollars (\$18,000.00) therefore.

12. Resolution 10-0910.09: Authorize an Administrator in conjunction with a Contractual Agreement

**Bonnie M. Leonetti, Municipal Clerk, Administrator** explained this was in conjunction with Resolution 10-0910.03 just read.

**RESOLUTION 10-0910.09**

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that the firm of Insurance Administration of America whose address is The IAA Building, 1934 Olney Avenue, Cherry Hill, NJ 08003 is hereby designated as Administrator in connection with Resolution 10-0910.03; and

**BE IT FURTHER RESOLVED** that said services shall be charged at the rate of \$2,250.00 for the first year and \$1,500.00 for each year thereafter, subject to annual reappointment by the Board of Commissioners on or before expiration of the first year.

Motion to approve Items 9 - 12:

Motion: Knarre Ayes: Knarre, Bayard, Mancini

Second: Bayard Nays:

**FINANCIAL APPROVALS**

13. Resolution 10-0910.10: Authorize a reverse change order:  
JAK t/a Diamond Construction: -\$6,810.00

**Bonnie M. Leonetti, Municipal Clerk, Administrator** noted this was for the Bulkhead Replacement Project at 31<sup>st</sup> and 32<sup>nd</sup> Streets that came in below the budgeted amount.

**RESOLUTION 10-0910.10**

**ATION OF A REVERSE CHANGE ORDER TO THE CONTRACT  
A DIAMOND CONSTRUCTION FOR THE 2008 BULKHEAD  
STREETS IN THE TOWNSHIP OF LONG BEACH**

**WHEREAS**, a contract was awarded to JAK Construction Corp. T/A Diamond Construction, 35 Beaverson Blvd., Suite 12C, Brick, NJ 08723 pursuant to Resolution 08-0404.09 for the 2008 Bulkhead Replacement Project: 31<sup>st</sup> and 32<sup>nd</sup> Streets in the Beach Haven Gardens section of the Township; and

**WHEREAS**, based upon the recommendation and certification of the Municipal Engineer and the Chief Financial Officer the project was completed at a total cost of Sixty One Thousand Two Hundred Ninety Dollars (\$61,290.00) which has resulted in a cost reduction to the project; and

**WHEREAS**, the Board of Commissioners wishes to authorize a reverse change order to provide for said reduction in the amount of Six Thousand Eight Hundred Ten Dollars (-\$6,810.00); and

**WHEREAS**, the reverse change order has been agreed to by the contractor.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey that the reverse change order in the amount of Six Thousand Eight Hundred Ten Dollars (\$6,810.00) be and hereby is authorized.

14. Resolution 10-0910.11: Authorize various refunds to tax accounts

**RESOLUTION 10-0910.11**

**A RESOLUTION AUTHORIZING REIMBURSEMENT OF EXCESS REAL ESTATE TAXES PAID**

**WHEREAS**, due to reductions in assessed values, exempt properties, errors in assessments, inactive accounts, payments on incorrect accounts, and duplicate payments; over-payments have been created; and

**WHEREAS**, as a result of these over-payments certain property owners are due reimbursement for taxes paid as set forth below:

BLOCK	LOT	AMOUNT	Check payable to:	Reason
12.06	1.02	401.45	William S Winters, Esq.	State Tax Appeal
18.92	2	1,445.42	Investors Savings & Loan	Intended to pay on: B 18.92 L 4
13.07	8.03	1295.34	BAC Tax Services	Intended to pay in Harvey Cedars
		<b>3142.21</b>	<b>TOTAL</b>	

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach, County of Ocean and State of New Jersey that the overpayments as set forth in above totaling \$3,142.21 shall be reimbursed and the Tax Collector is directed to make the appropriate adjustments to the records.

15. Resolution 10-0910.12: Approve Bills & Payroll  
 Bills in the amount of: \$2,268,608.05  
 Payrolls in the amount of: \$ 595,794.32

**RESOLUTION 10-0910.12**

**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 \$595,794.32.

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

1. The said approved vouchers amounting to the sum of \$2,268,608.05 be and the same are hereby authorized to be paid on September 10, 2010.

2. The said approved payroll amounting to the sum of \$595,794.32 be and the same are hereby authorized to be paid on September 10, 2010.

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

Motion to approve Items 13 - 15:

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

**COMMISSIONERS' REPORTS**

**Commissioner Knarre** announced the Board of Health Flu Shot Schedule, and advised the information was also on the Township website.

**Commissioner Bayard** spoke regarding recycling matters. He noted recycling reimbursement from Ocean County for the first half of 2010 had been received and was an increase over the same period for 2009. Single stream recycling would begin on September 20<sup>th</sup> 2010 in Long Beach Township. The Commissioner explained the new process and advised the information was also available on the Township website, on local Channel 22, and in the local newspaper. He announced a free paper shredding day at the Public Works Yard on September 24<sup>th</sup> 2010 and the new Fall recycling hours.

**Mayor Mancini** announced the next meetings of the Board of Commissioners and the Land Use Board. He noted the following events would be taking place:

September 11<sup>th</sup>: Health Fair at St. Francis Community Center where the Township Police Department would offer bicycle helmets to the public.

September 12<sup>th</sup>: Red Cross Rock n Ride would take place. The Mayor cautioned motorists to be aware of bicyclists involved in the event.

September 19<sup>th</sup>: Triathlon on Township roads and in Bayview Park. The Mayor noted detours would be in place to accommodate the participants route.

Vacant Home registration forms were available in the Police Department.

Finally, Mayor Mancini reminded the public to be alert to school buses and children at this time of year.



#### OPEN PUBLIC SESSION

for an explanation of Resolution 10-0910.03.

**Mayor Mancini** explained it pertained to an agreement regarding the retiree prescription plan.

**Dorothy Jedziniak / Ship Bottom** stated she did not approve of pressure being placed on oceanfront property owners who had not executed their deeds of easement regarding the Beach Storm Reduction Project. She felt these individuals were being asked to give up their land.

**Mayor Mancini** thanked Ms. Jedziniak for her comments and encouraged all affected owners to execute their deeds of easement.

**Bill Hutson / Holgate** felt Hurricane Earl could have devastated Long Beach Island if the storm track had been nearer the coast. He believed Ms. Jedziniak did not understand the process regarding the Beach Storm Reduction Project. The Board of Commissioners of Long Beach Township had encouraged, not pressured, affected individuals to execute their deeds of easement.

**Lucille Benedetti / Holgate** had read a letter dated June 17<sup>th</sup> from the Army Corp of Engineers in reference to notification to affected property owners at the conclusion of the Beach Storm Reduction Project. She inquired as to how the notification would be made.

**Mayor Mancini** explained the property owners would receive notification from Long Beach Township and would be supplied a release form. He explained the proposed process to Ms. Benedetti.

**Ron Grosshardt / Holgate** felt his property would be unusable and have no ocean view should the Beach Storm Reduction Project take place. He felt his land was being taken away from him.

**Mayor Mancini** responded the dunes would be groomed to a maximum height of 22qannually. He noted the land would not be owned by Long Beach Township, but through the executed deed of easement, the Army Corp of Engineers would be permitted to traverse and place sand on Mr. Grosshardt's land.

**Ted Jedziniak / Ship Bottom** questioned the language of the deed of easement.

**Hank DiPasquale / Brant Beach** felt the public meeting of the Board of Commissioners was not the proper forum for this discussion. He preferred there be a separate time set aside for this dialogue.

**Mayor Mancini** advised the public that all parties had been invited to discuss the matter, but none had responded.

#### CLOSE PUBLIC SESSION

Motion for adjournment at: 4:40 p.m.

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

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

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Joseph H. Mancini, Mayor

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Ralph H. Bayard, Commissioner

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William P. Knarre, Commissioner