

MINUTES
REGULAR SESSION BOARD OF COMMISSIONERS AUGUST 17, 2007

Flag Salute

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

Deputy Clerk called the roll: Mayor DiAnne C. Gove Present
 Commissioner Robert A. Palmer Present
 Commissioner Ralph H. Bayard Present

Also in attendance: Lynda J. Wilkie, Deputy Municipal Clerk
 Katharine M. Shackleton, Esq.

Deputy 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 on December 6, 2006; the PRESS OF ATLANTIC CITY on December 8, 2006; the ASBURY PARK PRESS on January 4, 2007; and filed with the Municipal Clerk.

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

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

Mayor Gove noted the loss of James Leonetti, our Municipal Clerk's husband and lifetime resident of Long Beach Township and acknowledged that condolences were sent to the family on behalf of the Township. She also asked for a moment of silence on his behalf.

AGENDA

RECOGNITION

Acknowledge achievement of Eagle Scout designation for members of Boy Scout Troop #32: Steven Chaffe, Kevin O'Such, James Powers, Eric Maertin and Jeff Seddon

Mayor Gove stated the scouts would receive this honor on Aug. 19th stating they were our future leaders and she wished them well.

Commissioner Palmer also noted he served on the board of Jersey Shore Boy Scout Council and stated this was quite an accomplishment and he was very proud of them.

ORDINANCES/PUBLIC HEARINGS

1. Second Reading Ordinance 07-34: **BOND ORDINANCE AUTHORIZING THE PURCHASE OF A NEW TELEPHONE SYSTEM FOR THE LONG BEACH TOWNSHIP MUNICIPAL BUILDING FOR \$130,000.00 THEREFORE; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$59,800.00; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Passed as on first reading at a regular meeting held on August 3, 2007 advertised in the BEACH HAVEN TIMES, issue of August 8, 2007.

ORDINANCE 07-34

BOND ORDINANCE AUTHORIZING THE PURCHASE OF A NEW TELEPHONE SYSTEM FOR THE LONG BEACH TOWNSHIP MUNICIPAL BUILDING FOR \$130,000.00 THEREFORE; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF UP TO \$59,800.00; 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, State of 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 law of 1960 of the State of New Jersey, as amended and supplemented ("Local Bond Law"), as follows:

Section 1. The improvements hereby authorized and the purposes for which said obligations are to be issued; the estimated costs of such purpose; the amount of down payment for such purpose; the maximum amount of obligations to be issued for said purpose and the period of usefulness of said purpose within the limitation of the Local Bond Law are as follow:

Purpose of Improvement	Estimate of total cost	Down Payment	Amount of Obligations	Period of Usefulness
The purchase of a new telephone system to service the Long Beach Township Municipal Building and the adjacent buildings including without limitation the Police Department	\$130,000.00	\$67,000.00 from a technology grant \$3,200.00 from capital improvement fund	\$59,800.00	10 years

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 purpose stated in Section 1 above is \$130,000.00; and
- (b) The estimated amount of bonds or bond anticipation notes to be issued for the purposes stated in Section 1 above is \$59,800.00; and
- (c) A down payment in the amount of \$70,200.00 for the purpose stated in Section 1 above is currently available in accordance with the requirements of Section 11 of the Local Bond Law, N.J.S.A. 40A:2-11; and

- (d) The sum of \$59,800.00, to be raised by the issuance of bonds or bond anticipation notes, together with the sum of \$70,200.00, which represents the required down payment, is hereby appropriated for the purpose stated in this Bond Ordinance ("Bond Ordinance")

Section 3. The issuance of negotiable bonds of the Township in an amount not to exceed \$59,800.00 to finance the costs of the purpose described above in Section 1 hereof is hereby authorized. Said bond shall be sold in accordance with the requirements of the Local Bond Law.

Section 4. In order to temporarily finance the purposes described in Section 1 above hereof, the issuance of bond anticipation notes of the Township in an amount not to exceed \$59,800.00 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 note sold, the price obtained and the name of the purchaser.

Section 5. 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 \$3,000.00.

Section 6. 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 the 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 44 of the Local Bond Law, N.J.S.A. 40A:2-43 is increased by this Bond Ordinance by \$59,800.00 and that the obligations authorized by this Bond Ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 7. 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 the 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 8. The Capital Budget is hereby amended to conform with the provision 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 Program as approved by the Director of the Division of Local Government Services, is on file with the Clerk and available for inspection.

Section 9. 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 10. 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 the Bond Ordinance is exempt from the gross income of the owners thereof for federal income taxation purposes, and will not become a specific item of tax preference pursuant to Section 57(a)(5) of the Code;
- (b) It will not make any use of the proceeds of the bonds or bond anticipation notes or do or suffer any other action that would cause the bonds or bond anticipation notes to be "arbitrage bonds" as such term is defined in Section 148(a) of the Code and the Regulations promulgated thereunder;
- (c) It shall calculate or cause to be calculated and pay, when due, the rebatable arbitrage with respect to the "gross proceeds" (as such term is used in Section 148(f) of the Code) of the bonds or bond anticipation notes;
- (d) It shall timely file with the Ogden, Utah Service Center of the Internal Revenue Service, such information report or reports as may be required by Sections 148(f) and 149(e) of the Code; and
- (e) It shall take no action that would cause the bonds or bond anticipation notes to be "federally guaranteed" within the meaning of Section 149(b) of the Code.

Section 11. 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 specifically assessed on any property specifically benefited thereby.

Section 12. All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 13. 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: 8/3/07

Date of Final Adoption: 8/17/07

NOTICE

Public Notice is hereby given that the foregoing Ordinance was introduced and passed on the first reading at a regular meeting of the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, held on Friday August 3, 2007 at 7:00 p.m.

Further public notice is hereby given that said ordinance shall be considered for final passage and adoption at a regular meeting of the Board of Commissioners to be held on Friday August 17, 2007 at 4:00 p.m. at the Public Safety Building, 6805 Long Beach Blvd., Brant Beach, NJ 08008.

STATEMENT

The bond ordinance published herewith has been finally adopted on Friday August 17, 2007 at 4:00 P.M. and the 20-day period limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement.

OPEN PUBLIC HEARING

There were no comments from the public.

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 07-34 on Second Reading:

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

2. Second Reading Ordinance 07-35: **A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$21,500.00 FROM THE CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AND APPROPRIATING THE SAME TO PROVIDE FOR ELECTRICAL CONNECTION AND HOOKUP TO THE EMERGENCY GENERATOR SERVICING THE POLICE DEPARTMENT WITH THE CLIMATE CONTROL APPARATUS IN THE "PHONE ROOM" OF THE TOWNSHIP OF LONG BEACH**

Passed as on first reading at a regular meeting held on August 3, 2007 advertised in the BEACH HAVEN TIMES, issue of August 8, 2007.

ORDINANCE 07-35

A CAPITAL ORDINANCE APPROPRIATING THE SUM OF \$21,500.00 FROM THE CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AND APPROPRIATING THE SAME TO PROVIDE FOR ELECTRICAL CONNECTION AND HOOKUP TO THE EMERGENCY GENERATOR SERVICING THE POLICE DEPARTMENT WITH THE CLIMATE CONTROL APPARATUS IN THE "PHONE ROOM" OF THE TOWNSHIP OF LONG BEACH

BE IT ORDAINED by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey:

Section 1. The Board of Commissioners having determined that is necessary to purchase a new telephone system for Long Beach Township and have also determined that it is appropriate, prudent and wise to make an electrical connection from the Police Emergency generator to supply electricity to the "Phone Room" particularly to regulate the climate control therein and does, therefore, hereby appropriate the sum of \$21,500.00 to be paid from the Capital Improvement Fund of the Township to provide for such electrical connections.

Section 2. All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 3. In accordance with the Local Bond Law, this Capital Ordinance shall take effect ten (10) days after the first publication thereof after final passage.

Date of Introduction: 8/3/07

Date of Final Adoption: 8/17/07

NOTICE

Public Notice is hereby given that the foregoing Ordinance was introduced and passed on the first reading at a regular meeting of the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, held on Friday August 3, 2007 at 7:00 p.m.

Further public notice is hereby given that said ordinance shall be considered for final passage and adoption at a regular meeting of the Board of Commissioners to be held on Friday August 17, 2007 at 4:00 p.m. at the Public Safety Building, 6805 Long Beach Blvd., Brant Beach, NJ 08008.

CERTIFICATION

I, **Lynda J. Wilkie, RMC**, Deputy Municipal Clerk for the Township of Long Beach do hereby certify that the foregoing Ordinance 07-35 was duly adopted by the Board of Commissioners at their meeting held on Friday, August 17, 2007 at 4:00 p.m.

OPEN PUBLIC HEARING

There were no comments from the public.

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 07-35 on Second Reading:

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

3. First Reading Ordinance 07-36C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997) IN CHAPTER 205 AS THE SAME PERTAINS TO ZONING**

Motion to approve Ordinance 07-36C on First Reading:

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

ADOPTIONS, APPROVALS

4. Resolution 07-0817.01: Authorize application to NJDOT Local Aid FY 2008:
Ohio Avenue North and Indiana Avenue

Mayor Gove explained the application is for the resurfacing of:

Indiana Avenue (from Pacific Ave. to Long Beach Blvd.) \$77,475.50

Ohio Avenue North (from Ohio Ave. West to Dead End North) \$78,625.50

RESOLUTION 07-0817.01

AUTHORIZE APPLICATION TO THE NJDOT LOCAL AID PROGRAM FOR THE 2008 ROAD RECONSTRUCTION IMPROVEMENT PROJECT IN THE AMOUNT OF \$156,101.00

WHEREAS, the Township of Long Beach desires to apply to the New Jersey Department of Transportation for assistance from the Transportation Trust Fund for the 2008 Road Reconstruction/Improvement Project.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Commissioners of the Township of Long Beach, County of Ocean, hereby authorize application to the NJDOT Local Aid Program for the 2008 Road Reconstruction / Improvement Project in the amount of \$156,101.00.

Indiana Avenue (from Pacific Ave. to Long Beach Blvd.)	\$77,475.50
Ohio Avenue North (from Ohio Ave. West to Dead End North)	\$78,625.50

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to sign such application as necessary for approval.

- 5. Resolution 07-0817.02(a-c): Approve application for various grants:
 - a. Body Armor Replacement Fund
 - b. Drunk Driving Enforcement Fund
 - c. Stormwater Implementation: Inlet Retrofit Project

RESOLUTION 07-0817.02(a)

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that, Leslie A. Houston, Deputy Chief of the Long Beach Township Police Department, be and she hereby is authorized and directed to apply, retroactively, for the 2007 State Body Armor Replacement Fund Grant for the purchase of bulletproof vests.

RESOLUTION 07-0817.02(b)

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that, Frank J. Little, Municipal Engineer, be and he hereby is authorized and directed to apply, retroactively, for the Stormwater Implementation Grant effective May 20, 2007 through May 20, 2008, in the amount of \$2,000.00 for the Project Title: Stormwater Inlet Retrofit Project.

RESOLUTION 07-0817.02(c)

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that Leslie A. Houston, Deputy Chief of the Long Beach Township Police Department, be and she hereby is authorized and directed to apply for the SFY 2007 Drunk Driving Enforcement Fund Grant in the amount of \$4,426.91.

- 6. Resolution 07-0817.03: Approve a billing and/or classification change to a water/sewer account

RESOLUTION 07-0817.03

WHEREAS, the following Water/Sewer account requires a change in its billing and/or classification due to various reasons; and

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

Blk:	Lot:	Acct:	Year:	Cancel/change:	Amount:
20.106	6 7310-1	Sewer	2007	Remove Garb.Disp.	\$174.00

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

- 7. Resolution 07-0817.04: Approve personnel actions
Mayor Gove stated the actions were Beach Patrol: hire seasonal employee; Police: accept a resignation; Water/Sewer: approve a medical LOA.

RESOLUTION 07-0817.04

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

BEACH PATROL

Hire Adam Lambert with the title of Seasonal Lifeguard Lieutenant with a rate of \$120.00 per day to be paid from the Lifeguard Salary & Wage effective August 14, 2007.

POLICE

Accept the resignation tendered by Christine Jung and approve her requested termination of employment effective retro-active to August 7, 2007.

Approve the following, paid from the Police Salary & Wage, for step increments (adjusted base salaries) in accordance with the current contract (Article XXI).

Megan Bennett	Step 6	\$71,990.00	effective 9/1/07
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WATER/SEWER

Approve a paid Medical Leave of Absence for Robert Pinto using accumulated sick days effective August 6, 2007.

- 8. Resolution 07-0817.05: Authorize the execution of an Administrative Services Agreement:
Lincoln Financial Services re: LOSAP

Mayor Gove explained that Lincoln Financial were to administer LOSAP funds on behalf of Long Beach Township at no cost.

RESOLUTION 07-0817.05

WHEREAS, pursuant to Resolution 06-0915.07, Interlocal Service Agreements with the Boroughs of Barnegat Light, Harvey Cedars, Ship Bottom, Surf City, and Beach Haven for the joint provision of Length of Service Award Plans (LOSAP) were approved by the Board of Commissioners at a public meeting held on September 15, 2006 subject to the approval of the registered voters of Long Beach Township; and on November 7, 2006 the voters of Long Beach Township approved by public referendum the creation of a Length of Service Award Plan (LOSAP); and

WHEREAS, the Lincoln National Life Insurance Company and Lincoln Financial Group, its agent, administer LOSAP funds received from the Boroughs of Barnegat Light, Harvey Cedars, Ship Bottom, Surf City, and Beach Haven.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that the Mayor and the Chief Financial Officer be and are hereby authorized to execute an Administrative Services Agreement with Lincoln National Life Insurance Company and Lincoln Financial Group, its agent, to administer LOSAP funds on behalf of Long Beach Township at no cost, other than the Service Awards by the Township to the above-named LOSAP program.

9. Resolution 07-0817.06: Approve a change to the September 7th 2007 Public Meeting:
Change time from 7:00 p.m. to 4:00 p.m.

RESOLUTION 07-0817.06

BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, at its Regular Meeting held this 17th day of August, 2007 that the Regular Meeting of this Board scheduled to be held on the 7th of September 2007, shall commence at 4:00 p.m. This meeting will be held in the Public Safety Building, 6805 Long Beach Blvd., Brant Beach, New Jersey. All other previously published meetings shall be held as scheduled.

Motion to approve Items 4 - 9:

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

CONTRACTS AND AWARDS

10. Resolution 07-0817.07: Award a contract for the lease/purchase of police vehicles, per bid:
(4) Ford Crown Vic's from Hertrich Fleet Services \$95,867.13

RESOLUTION 07-0817.07

A RESOLUTION AWARDING A CONTRACT FOR THE LEASE / PURCHASE OF FOUR (4) 2008 FORD CROWN VICTORIA POLICE INTERCEPTOR VEHICLES FOR THE POLICE DEPARTMENT OF THE TOWNSHIP OF LONG BEACH

WHEREAS, the Township of Long Beach has solicited bids for the lease / purchase and delivery of four (4) 2008 Ford Crown Victoria Police Interceptor vehicles or equivalent for the Police Department of the Township of Long Beach; and

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

WHEREAS, Hertrich Fleet Services, 695 No. Dupont Blvd., Milford, DE 19963 gave the lowest qualified bid as per the municipal attorney's review and approval.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 17th day of August 2007, for the reasons aforesaid, that a contract be and is hereby awarded to:

Hertrich Fleet Services
695 No. Dupont Blvd.
Milford, DE 19963

for the lease / purchase and delivery of four (4) 2008 Ford Crown Victoria Interceptor vehicles in an amount not to exceed Ninety Five Thousand Eight Hundred Sixty Seven Dollars and Thirteen Cents (\$95,867.13) as per bid received July 31, 2007.

Motion to approve Item 10:

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

FINANCIAL APPROVALS

11. Resolution 07-0817.08: Approve a refund of an overpayment on a water account

RESOLUTION 07-0817.08

WHEREAS, the following Water account requires a refund of an overpayment; and

WHEREAS, it is requested by the Director of Revenue and Finance that these refunds be made as follows:

<u>BLOCK:</u>	<u>LOT:</u>	<u>ACCT. #</u>	<u>OWNER:</u>	<u>AMOUNT:</u>
1.13	15/C4	96-0/Water	Dennis Scheper	\$ 32.00

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

12. Resolution 07-0817.09: Approve acceptance of 2006 Audit

RESOLUTION 07-0817.09

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2006 has been filed by William E. Antonides and Company, Registered Municipal Accountants, with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining the local fiscal affairs, as per R.S. 52:27BB-34; and

WHEREAS, The Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled: General Comments and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "General Comments Recommendations", as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

Motion to approve Items 11 - 14:

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

Mayor Gove stated the Tax Collector's Report for the month of July 2007 was on file in the Municipal Clerk's Office.

COMMISSIONERS' REPORTS

Commissioner Bayard had no comments.

Commissioner Palmer had no comments.

Mayor Gove announced the next meeting of the Board of Commissioners would take place on Friday, September 7th at 4:00 p.m. The 2nd Reading and Public Hearing for Ordinance 07-36C would take place on Friday, September 21st at 4:00 p.m. A special meeting of the Land Use Board to discuss the Long Beach Township Master Plan would be held on Thursday, August 23rd at 6:00 p.m. in the 2nd floor multi-purpose room. The next regular meeting of the Land Use Board would take place on Tuesday, September 11th at 7:00 p.m. in the 2nd floor multi-purpose room.

Mayor Gove also explained that the Municipal Building was struck by lightning two weeks ago from an electrical surge through the Police Dept. This caused damage and shut down of primary telephones and the computer system. She commended Michelle DiGeso, Sr. Dispatcher for her quick action to back up the system. Chief Bradley and Deputy Chief Houston were called immediately, Ocean County mobile command center was mobilized on line within 24 hours. Mayor Gove urged reporters to let the public know that 9-1-1 was never down and in the event of an emergency they should always use the 9-1-1 phone system, that was always up and running.

OPEN PUBLIC SESSION

Bob Irvine, LBT 10 Taxpayers, 7405 Ocean Blvd., Beach Haven Crest, noted he had presented a letter regarding the formation of an advisory committee to review the Master Plan update on the subject of recycling and beach maintenance.

Mayor Gove replied that per legal counsel the public could comment at the public hearing for the update of the Master Plan. She also stated she would consider the request with planner, Frank J. Little for the committee.

Peter Trainor, 209 W. 18th, North Beach Haven, stated in 2004 a citizens advisory board was appointed to give suggestions to the Zoning & Construction Dept., and asked why the same couldn't be done for the Master Plan update to the Land Use Board.

Mayor Gove stated this was not the procedure for the update of the Master Plan as per statutory law. Katharine Shackleton explained that the Master Plan update was statutorily driven and had specific regulations for the process. She noted she would check to see if there are any other avenues for public input noting that the Twp. must be compliant with the state and make submission by a specific date.

Bill Kunz, 6703 Ocean Blvd., Brant Beach, noted on the 23rd of August there would be meeting for the Master Plan Update and that there will be no public input as it was a work session. He asked if there would be minutes taken.

Mayor Gove stated that as this was a work session for the Land Use Board members on the update to the Master Plan, there would be minutes kept of that meeting. The public hearing should be in October or November.

Bill Kunz noted he would like to see island wide standards set with the Master Plan.

Mayor Gove agreed that was a good idea and stated the Frank Little was the engineer for many LBI municipalities and was aware of all issues.

Mr. Kunz also asked if the personnel resolution included what was discussed at caucus on the 15th.

Commissioner Palmer replied that yes, Adam Lambert was re-hired and the other two issues were not resolved.

John Connolly, 8 E. Lavenia Ave, Beach Haven Crest asked if the Land Use Board was holding a public meeting than why was there no public comment period.

Katharine Shackleton replied the Open Public Meeting Act required that all public bodies advertise that they would be meeting and discussing Township business. They may not meet without advising the public. It does not state the public may comment, however but they may be present for the meeting.

Bill Hutson, 23 Washington Avenue, Holgate, gave an update on the greenhead fly traps, thanked Commissioner Bayard for the new boxes and the repair of three boxes.

CLOSE PUBLIC SESSION

Motion for adjournment at: 4:45 p.m.

Motion: Palmer Ayes: Bayard, Palmer, Gove

Second: Bayard Nays:

Lynda J. Wilkie, RMC
Deputy Municipal Clerk

DiAnne C. Gove, Mayor

Robert A. Palmer, Comm.

Ralph H. Bayard, Comm.