

MINUTES
REGULAR SESSION BOARD OF COMMISSIONERS February 5, 2018
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 Joseph P. Lattanzi PRESENT
Also in attendance: Lynda J. Wells, Municipal Clerk
Kyle Ominski, Administrator

Municipal Clerk announced: Notice of the time and place of this meeting has been posted in the office of the Municipal Clerk, published by the BEACH HAVEN TIMES and ASBURY PARK PRESS on December 21, 2017; and filed with the Municipal Clerk.

Motion: To dispense with the reading of the minutes of the previous 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 18-01C: **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 64 PERTAINS TO RAISING STRUCTURES ON CRIBBING**

ORDINANCE 18-01C

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 64 PERTAINS TO RAISING STRUCTURES ON CRIBBING

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

STATEMENT OF PURPOSE

The purpose of this Ordinance is to amend Sub - Section, § 64-32, to provide additional safety measures when raising a structure on cribbing.

SECTION I

- §64-32. is hereby amended by the addition of new Sub - Section D. as follows:
- D. When the Construction Official, Subcode Official, or other designated official is of the opinion that the cribbing, supporting members, or any supporting materials constitute an existing or potential safety hazard, he/she shall direct that all work relating thereto to cease, direct that notices be posted around the property notifying the public that the property is unsafe, and require the property owner to obtain an engineering analysis within 72 hours at the owner's expense. The engineering analysis shall be performed by a professional engineer licensed in New Jersey and shall assesses the safety of the structure(s) and reports on the required corrective measure(s), if any. A copy of the report shall be provided immediately to the Township and the property owner shall take any and all corrective measures as directed immediately. All corrective measures required, shall be completed within 48 hours of the report.
 - (1) Existing or potential safety hazards shall include, but not be limited to, existing or potential slippage, building collapse, and/or building instability.
 - (2) All work not related to the engineering analysis and corrective measures at the property shall cease until a subsequent report by the licensed engineer sets forth that all corrective measures have been taken and the structure is safe.
 - (3) In the event that the property owner fails to comply with the requirements set forth above, the Township may direct its engineer to perform all necessary inspections and reports at the property owner's expense and the Township may remove and/or demolish any structures that are deemed to be a threat to the public health, welfare, and safety, at the property owner's cost. Any and all amounts expended by the Township shall become a lien upon the property and shall be added to, become, and form a part of the taxes next to be assessed and levied upon the property, the same to bear interest at the same rate as taxes, and shall be collected and enforced by the same officers and in the same manner as taxes.

SECTION II

All ordinances, or parts of ordinances, inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

SECTION III

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

Effective date.

This ordinance shall take effect after final adoption and publication as required by law.

Passed on first reading at a regular meeting held on January 8, 2018 and advertised in the BEACH HAVEN TIMES issue of January 11, 2018.

OPEN PUBLIC HEARING

No Comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 18-01C on Second Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

- 2. Second Reading Ordinance 18-02: **AN ORDINANCE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, APPROPRIATING \$200,000 FROM THE CAPITAL IMPROVEMENT FUND FOR THE COSTS ASSOCIATED WITH THE REPAIR AND/OR REPLACEMENT OF THE MUNICIPAL BUILDING ROOF**

TOWNSHIP OF LONG BEACH, NEW JERSEY

ORDINANCE NO. 18-02

AN ORDINANCE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY, APPROPRIATING \$200,000 FROM THE CAPITAL IMPROVEMENT FUND FOR THE COSTS ASSOCIATED WITH THE REPAIR AND/OR REPLACEMENT OF THE MUNICIPAL BUILDING ROOF

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. There is hereby appropriated from the Capital Improvement Fund the sum of \$200,000 for the Repair and/or Replacement of the Municipal Building Roof.

Section 2. It is hereby determined and stated that the improvements set forth in Section 1 above are general capital improvements and are not a current expense.

Section 3. The capital budget is hereby amended to conform with the provisions of this 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 Municipal Clerk and available for inspection.

Section 4. All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 5. This ordinance shall take effect after final adoption and publication as required by law.

Passed on first reading at a regular meeting held on January 8, 2018 and advertised in the BEACH HAVEN TIMES issue of January 11, 2018.

OPEN PUBLIC HEARING

No Comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 18-02 on Second Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

- 3. Second Reading Ordinance 18-03C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, 1997" IS HEREBY AMENDED BY THE REVISIONS TO CHAPTER 18 AND 82, REFORMATTING AND REVISING CERTAIN REGULATIONS RELATING TO PROFESSIONAL FEES AND ESCROW DEPOSITS FOR THE LAND USE BOARD**

ORDINANCE 18-03C

AN ORDINANCE AMENDING AN ORDINANCE ENTITLED "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, 1997" IS HEREBY AMENDED BY THE REVISIONS TO CHAPTER 18 AND 82, REFORMATTING AND REVISING CERTAIN

REGULATIONS RELATING TO PROFESSIONAL FEES AND ESCROW DEPOSITS FOR THE LAND USE BOARD

STATEMENT OF PURPOSE

The purpose of this Ordinance is to revise Chapter 18 and Chapter 82 in order to reformat and amend the regulations relating to inspection fees and required minimum land use board escrow deposits for professional fees.

SECTION I

§18-16F. is hereby repealed and replaced with the following.

F. The applicant shall deposit for such inspection fees and deposit not to exceed, except for extraordinary circumstances, the greater of \$500 or 5% of the cost of improvements, which said costs shall be estimated and determined by the Township Engineer based on documented construction costs for public improvements prevailing in the general area of the Township.

(1) When the balance on deposit drops to 10% of the reasonably anticipated fee because the amount deposited by the applicant has been reduced by the amount paid to the Township Engineer for inspections, the applicant shall deposit such additional fees as the Township Engineer may reasonably determine to be necessary in order to complete the anticipated inspection fees. The Township Engineer shall not perform any inspections if sufficient funds to pay for those inspections are not on deposit.

SECTION II

§18-16G. is hereby added to Chapter 18 as follows.

G. Subject to the discretion of the Land Use Board to require additional escrow amounts as provided by this Chapter, all applicants shall be required to deposit the minimum professional fee escrows set forth in Chapter 82.

SECTION III

§82-4B. is hereby repealed and replaced with the following.

B. Section 18-14 and -16, Charges and Minimum Professional Fee Escrow Deposits:

| Subdivisions | Fee | Escrow (Initial Deposit) |
|--|---|--|
| Minor | \$625.00 | \$1,000.00 Engineer \$425.00 Attorney |
| Major (Preliminary) | \$1,200.00, plus \$50 per lot | \$1,500.00 Engineer \$425.00 Attorney |
| Major (Final) | \$700.00 | \$1,000.00 Engineer \$425.00 Attorney |
| Exceeding 4 Lots | Additional \$100.00 for each lot in excess of 4 lots | |
| Site Plans | Fee | Escrow (Initial Deposit) |
| Minor | \$700.00 | \$1,000.00 Engineer \$425.00 Attorney |
| Major (Preliminary) | \$1,700.00 | \$1,500.00 Engineer \$425.00 Attorney |
| Major (Final) | \$950.00 | \$1,000.00 Engineer \$425.00 Attorney |
| Hotel/Motel Site Plans | Fee | |
| Development of Hotel/Motel | \$1,700.00 | |
| Additional Fee Per Unit | \$25.00 per unit in addition to base fee | |
| Inspection Fee | Fee | |
| All Inspections | The greater of \$500.00 or 5% of the cost of the improvements determined by Township Engineer | |
| Variances* | Fee | Escrow (Initial Deposit) |
| Bulk | \$500.00 per application | \$425.00 Attorney |
| Special Reasons | \$500.00 per application | \$425.00 Attorney |
| Use | \$500.00 per application | \$425.00 Attorney |
| NOTE: all variance fees are in addition to subdivision and site plan fees. | | |
| Other | Fee | Escrow |

| | | |
|------------------------------|----------|--------------------------|
| | | (Initial Deposit) |
| Holdover Fees | \$500.00 | |
| Flood Elevation Standard | \$500.00 | \$425.00 Attorney |
| All Other Matters Not Listed | \$500.00 | \$425.00 Attorney |

SECTION IV

All ordinances, or parts of ordinances, inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

SECTION V

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.

Effective date.

This ordinance shall take effect after final adoption and publication as required by law. Passed on first reading at a regular meeting held on January 8, 2018 and advertised in the BEACH HAVEN TIMES issue of January 11, 2018.

OPEN PUBLIC HEARING

No Comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 18-03C on Second Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

4. First Reading Ordinance 18-04: **AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK IN 2018 (N.J.S.A. 40A: 4-45.14)**

Motion to approve Ordinance 18-04 on First Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

5. First Reading Ordinance 18-05C: **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 183 PERTAINING TO TOWER LICENSE FEES.**

Motion to approve Ordinance 18-05C on first Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

6. First Reading Ordinance 18-06C: **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 51 AND 64 PERTAINING TO ACCESS TO BEACHES AND DUNE WALKWAYS**

Motion to approve Ordinance 18-06C on first Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

7. First Reading Ordinance 18-07C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" IN CHAPTER 82 PERTAINING TO FOOD HANDLERS PERMIT FEE**

Motion to approve Ordinance 18-07C on first Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

8. First Reading Ordinance 18-08C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, 1997" IN CHAPTER 128, AMENDING SUBSECTION NUMBERS RELATING TO OUTDOOR LIGHTING IN THE TOWNSHIP OF LONG BEACH**

Motion to approve Ordinance 18-08C on first Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

9. Resolution 18-0205.01: Approve Introduction of the 2018 Temporary General Capital Budget

RESOLUTION 18-0205.01

WHEREAS, the statutes provide for the making of temporary appropriations for the period of January 1st to the date of adoption of the Local Municipal Budget; and

WHEREAS, the Governing Body of the Township of Long Beach, County of Ocean, desires to provide for an orderly method to meet claims during the foresaid period, prior to the adoption of the Local Municipal Budget.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that the following appropriations, attached as Schedule C, are hereby adopted as the 2018 Temporary General Capital Budget.

Motion to approve Resolution 18-0205.01:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

10. First Reading Ordinance 18-09: **BOND ORDINANCE AUTHORIZING THE RECONSTRUCTION AND/OR RESURFACING OF GOODRICH AVENUE IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$325,000 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 \$118,750; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Motion to approve Ordinance 18-09 on First Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

11. First Reading Ordinance 18-10: **BOND ORDINANCE AUTHORIZING THE RECONSTRUCTION AND/OR RESURFACING OF VARIOUS ROADWAYS IN THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$300,000 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 \$285,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING**

Motion to approve Ordinance 18-10 on First Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

12. First Reading Ordinance 18-11: **AN ORDINANCE AUTHORIZING A SPECIAL APPROPRIATION IN THE AMOUNT OF \$1,000,000.00 PURSUANT TO N.J.S.A. 40A:53 TO FUND AND FINANCE ALL COSTS ASSOCIATED WITH THE PREPARATION OF THE COUNTY OF OCEAN MANDATED REVALUATION OF REAL PROPERTY AND UPDATES TO THE TOWNSHIP TAX MAP**

Motion to approve Ordinance 18-11 on First Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

13. First Reading Ordinance 18-12C: **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 205 AND CHAPTER 172 PERTAINS TO CURBING, DRIVEWAYS, SIDE YARD MEASUREMENT REQUIREMENTS, MINIMUM LOT DIMENSIONS, AND IMPERVIOUS LOT COVERAGE**

Motion to approve Ordinance 18-12C on First Reading:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

ADOPTIONS & APPROVALS

14. Resolution 18-0205.02(a-b): Approve various actions regarding online auctions
- a. Authorize the extension of a contract with GovDeals, Inc.: effective through 12/31/19
 - b. Approve an online auction of municipal property
- RESOLUTION 18-0205.02(a)**

RESOLUTION AUTHORIZING THE EXTENSION OF A CONTRACT FOR AUCTIONEERING SERVICES: INTERNET AUCTIONS TO SELL SURPLUS PROPERTY OBTAINED THROUGH THE NEW JERSEY STATE CONTRACT

WHEREAS, pursuant to Resolution 16-0404.10 dated April 4, 2016, the Township entered into an agreement with the following vendor:

GovDeals, Inc.
100 Capitol Commerce Blvd
Suite 110
Montgomery, AL 36117

WHEREAS, said contract referred to specifications and fees for Auctioneering Services: Internet Auctions to sell surplus property procured through New Jersey State Contract (T#2581 Contract # A83453) effective through September 20, 2018; and

WHEREAS, both parties have agreed to exercise the option to extend the contract for one (1) two-year period effective through December 31, 2019; and

WHEREAS, this Resolution shall be deemed to be the extension and any changes in the original contract shall be incorporated hereby and this Resolution shall serve as the written contract extension.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach at their regularly scheduled meeting held Monday, February 5, 2018 that the aforesaid contract shall be and is hereby extended for a period of two years pursuant to the terms and conditions stated herein.

RESOLUTION 18-0205.02(b)

WHEREAS, Resolution 16-0404.10 approved an agreement with GovDeals, Inc., for online auctioneering services; said agreement extended pursuant to 18-0205.j(a); and

WHEREAS, the Township of Long Beach is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Board of Commissioners of the Township of Long Beach is desirous of selling said surplus property in an "as is" condition without express or implied warranties; and

WHEREAS, pursuant to N.J.S.A. 40A:11-36, Long Beach Township authorizes the online auction of property no longer needed for public use; and

WHEREAS, the sale is being conducted pursuant to Local Finance Notice 2008-9; and

WHEREAS, the sale will be online and the address of the auction site is www.govdeals.com for various miscellaneous property as well as the following items:

- 2002 Ford Ranger pickup VIN:1FTYR10D72PB14637 (#49)
- 2001 F350 Stake body VIN:1FTSF31531EA57905 (#7)
- 2001 F-350 Stake Body VIN:1FTSF31S51EA57906 (#8)
- 1996 F-150 Vin:1FTEF15Y9TLA93449 (#38)
- 1988 New Holland 1920 Tractor VIN:UP21203 (#33)
- 1988 New Holland 1920 Tractor VIN:UP21197 (#27)
- 1988 Freightliner Roll-off VIN:1FVX1WYBOJH409960
- 2010 Polaris Ranger 500 4x4, Vin#4XATH50AXA2887180

NOW, THEREFORE, BE IT RESOLVED by Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, that the Township of Long Beach approves the online auctioneering for property no longer of use to the Township in January 2018.

15. Resolution 18-0205.03: Approve various water sewer changes

RESOLUTION 18-0205.03

WHEREAS, the following Water/Sewer accounts require changes in their billing and/or classification due to various reasons; and

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

| <u>BLOCK</u> | <u>LOT/QUAL</u> | <u>ACCT #/ACCT</u> | <u>YEAR</u> | <u>CANCEL/CHANGE</u> | <u>AMOUNT</u> |
|--------------|-----------------|--------------------|-------------|----------------------|---------------|
| 6.35 | 3 | 2019-0 Water | 2016 | Standby credit | \$118.75 |
| 15.38 | 38 | 5285-0 W/S | 2017 | Standby credit | \$97.25 |

WHEREAS, the following Sewer account requires a credit as the Homeowner paid for a blockage which was later found to have been the Township's responsibility; and

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

| <u>Block:</u> | <u>Lot:</u> | <u>Acct #/</u> | <u>Owner:</u> | <u>Amount:</u> |
|---------------|-------------|----------------|---------------|----------------|
| 11.18 | 14 | #3600-0 | Maria Crossin | \$350.00 |

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 these changes.

16. Resolution 18-0205.04: Approve various personnel matters

RESOLUTION 18-0205.04

Approve the Family Medical Leave Act (FMLA) for employee with Civil Service number *****5688 effective retroactive to February 1, 2018.

Beach Patrol

Appoint Tracey Schmidt as a Co-Safety Coordinator for the Township of Long Beach with an annual stipend of \$3,000.00 to be paid equally from the Revenue & Finance, Public Works & Property and Public Affairs & Safety Salary & Wage effective retroactive to January 1, 2018.

Hire the following employees as Seasonal Part-Time Laborers at the following rates to be paid from Lifeguard Salary & Wage effective retroactive to January 15, 2018.

\$10.00 per hour

Patrick Craig
Michael Dancha
Kelly Fontana
Kristin Fontana
Leo Ginsberg
Andrew Howarth
Matthew Ihnken
Joseph Marmora
Shawn McNally
Diana Muia
Tyler O'Grady
John Pasquale
Austin Schwerzel
Harold Buck

10.75 per hour

Laura Hodge

\$15.50 per hour

John Wozniak

\$16.50 per hour

Norman Roberts

Finance

Hire the following employee as a Clerk 1 with the annual base salary of \$42,000.00 to be paid from Finance Salary & Wage effective February 21, 2018.

Erica Nicholes

Police

Accept and Approve the Special Retirement of the following employee effective retroactive to February 1, 2018.

Jeffrey Ehlers

Accept and Approve the Special Retirement of the following employee effective retroactive to January 1, 2018.

George Schnell III

Public Works

Hire the following employee as a Permanent Full-Time Laborer 1 at the rate of \$32,000.00 per year to be paid from Public Works Salary & Wage effective February 5, 2018.

Cody Lippincott

Change the following employee's annual base salary to \$71,003.00 and Title to Public Works Supervisor to be paid from Public Works Salary & Wage effective February 10, 2018.

Dustin Martin

Tax Collector

Change the following employee's annual base salary to \$66,315.00 to be paid from Water/Sewer Salary & Wage effective February 5, 2018.

Carol Cerbone

Change the following employee's annual base salary to \$40,896.00 to be paid from Water/Sewer Salary & Wage effective February 5, 2018.

Katy Mancini

Change the following employee's annual base salary to \$34,320.00 to be paid from Water/Sewer Salary & Wage effective February 5, 2018.

Courtney Palughi

Water/Sewer

Change the following employee's annual base salary to \$52,841.00 to be paid from Water/Sewer Salary & Wage effective February 5, 2018.

Nancy Broker-Fritz

Change the following employee's annual base salary to \$40,060.00 and Title to Plumber's Helper to be paid from Public Works Salary & Wage effective February 10, 2018.

Ian Schrader

Change the following employee's annual base salary to \$43,759.00 and Title to Water Treatment Plant Operator to be paid from W/S Salary & Wage effective February 10, 2018.

James DeAngelo

Change the following employee's annual base salary to \$52,194.00 and Title to Water Treatment Plant Operator to be paid from W/S Salary & Wage effective February 10, 2018.

Daniel Vickers

Change the following employee's annual base salary to \$33,663.00 and Title to Public Works Repairer to be paid from W/S Salary & Wage effective February 10, 2018.

Bruce Caporusso

Change the following employee's annual base salary to \$42,236.00 and Title to Water Repairer 2 to be paid from W/S Salary & Wage effective February 10, 2018.

Croix Corliss

Approve an annual stipend of \$1,800.00 for the year of 2018 for the following non-contractual employee for holding a Commercial Drivers License A as per Board of Commissioner's decision that it is considered job related effective retro-active to January 1, 2018.

James Truitt

17. Resolution 18-0205.05: Authorize the execution of the Emergency Management Agency Assistance Grant

RESOLUTION 18-0205.05

RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF THE EMERGENCY MANAGEMENT AGENCY ASSISTANCE GRANT

WHEREAS, the Township of Long Beach, Office of Emergency Management has been awarded an Emergency Management Agency Assistance Sub-Grant Program (EMAA) grant from the New Jersey State Police Office of Emergency Management for the period July 1, 2017 through June 30, 2018; Grant ID no. FY-17-EMPG-EMAA-1517; and

WHEREAS, the sub grant, consisting of a total amount of \$20,783.35 (\$10,000.00 Federal Award and \$10,783.35 Local Matching Funds) which the Township of Long Beach Office of Emergency Management shall satisfy with the existing salaries and wages; and

WHEREAS, these funds are for the purpose of enhancing the Township's ability to prevent, respond to and recover from acts of terrorism, natural disasters or other catastrophic events.

NOW THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, as follows:

1. That the Mayor and Municipal Clerk are hereby authorized to execute and accept EMAA Sub-Grant Application and award documents with the County of Ocean Office of Emergency Management and the New Jersey State Police Office of Emergency Management.
2. That the Township of Long Beach shall further allow for the expenditure of such grant funds as necessary for the purpose of the Grant.

18. That certified copies of the resolution shall be forwarded by the Municipal Clerk to the County Office of Emergency Management.

19. Resolution 18-0205.06: Appoint the LBT Green Team Advisory Committee

RESOLUTION 18-0205.06

WHEREAS, the Township of Long Beach strives to save tax dollars, assure clean air and water, improve working and living environments to build a community that is sustainable economically, environmentally and socially; a community which would thrive well into the new century; and

WHEREAS, the Township of Long Beach wishes to build a model of government which benefits our residents now and into the future with green community initiatives which are easy to replicate and affordable to implement; and

WHEREAS, in an attempt to focus attention on green issues, the Township, pursuant to Resolution 11-1021.02, established a Green Team Advisory Committee; and updated the goals and members in Resolution

WHEREAS, the Township continues to focus on green issues with the implementation of the (public access planning and transportation initiatives as well as energy assessments of municipal operations and facilities; and)

WHEREAS, the Township prioritizes green initiatives in-house with energy efficient upgrades; in our community with mobility and transportation efforts; public access enhancements and increasing reduce, reuse and recycling efforts and education.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach does hereby establish the 2018 Green Team Advisory Committee consisting of members, who shall be residents or employees of the Township of Long Beach, appointed for the term effective January 1, 2018 through December 31, 2018; and

BE IT FURTHER RESOLVED by the Board of Commissioners of the Township of Long Beach that the mission, goals and objectives of the Green Team Advisory Committee through this date are established as follows:

MISSION: The Township of Long Beach Green Team Advisory Committee will advise the Board of Commissioners on ways to improve municipal operations with green initiatives which are economically and environmentally sound, through research, education and evaluation.

Goals for 2018 for Long Beach Township Green Team:

- Continue energy efficient planning and implementation and solar installation assessments;
- Enhance and expand the Hydration Station Project and end of trail comfort stations;
- Promote the circulation plan for our roadways for all users from pedestrians, bikes, and public transportation;
- Further the integrated public and open space management through the Municipal Public Access Planning and open space tax;
- Restore and upgrade trails, parks and bayfront public access locations;
- Continue dune re-vegetation and stewardship initiative as part of continued stewardship projects with our taxpayer’s associations and partner organizations;
- Continue to promote Recycling and Clean Communities goals and objectives with a focus on plastic marine pollution.

OBJECTIVES:

- Collaborate with Township employees and other governmental agencies, businesses and service providers to share resource information and ideas consistent with the mission of the green team.
- Encourage participation of all employees to solicit ideas on green initiatives.
- Research and analyze green initiatives which make practical environmental and economic sense.
- Develop strategies for sustainable green initiatives as defined above in municipal operations.

BE IT FINALLY RESOLVED, by the Board of Commissioners of the Township of Long Beach that the following persons are hereby appointed to the Green Team Advisory Committee through December 31, 2018:

| <u>Name</u> | <u>Title</u> | <u>Member status</u> |
|-------------------|--------------------------------|----------------------|
| Angela Andersen | Sustainability Coordinator LBT | Team Leader |
| Andy Baran | Deputy Dept. Head DPW | Township Member |
| Ralph Bayard | Commissioner | Township Member |
| Danielle La Valle | Municipal Clerk’s Office | Township Member |
| Lydia D’Amore | CFO | Township Member |
| Dan Krupinski | Health Officer | Township Member |
| Allison Iannicone | Owen/Little Assoc | Regular Member |
| Zach Kerzner | Business Owner | Citizen Member |

20. Resolution 18-0205.07: Oppose offshore oil and gas exploration and drilling activities

Resolution18-0205.07

RESOLUTION OPPOSING OFFSHORE

OIL AND GAS EXPLORATION AND DRILLING ACTIVITIES

WHEREAS, on January 8, 2018, the federal Bureau of Ocean Energy Management (BOEM) announced in the Federal Register notice the release of their Draft Proposed Program (DPP) for the 2019-2024 Outer Continental Shelf Oil and Gas Leasing Program. BOEM is requesting public comment on the DPP as well as formal scoping for a Programmatic Environmental Impact Statement for the 2019-2024 Program. and

WHEREAS, this new plan includes the entire Atlantic Ocean from Maine to Florida, **including the waters off New Jersey within 3 miles of beaches**, as well as including other ocean areas totaling some 90% of US ocean waters, and

WHEREAS, New Jersey boasts over 127 miles of beautiful ocean coastline and hundreds of miles of back-bays, estuaries, and other waterways connected to the Atlantic Ocean; and

WHEREAS, the Jersey Shore is essential to the health of our communities, environment and the thriving economy of New Jersey; and

WHEREAS, the physical, hydrodynamic, and biological characteristics of the ocean off the Jersey Shore are unique in the world, as more than 300 species of fish, nearly 350 species of birds, 5 species of sea turtles, and many marine mammals such as 20 species of whales and dolphins, 1 species of porpoise, and 4 species of seals, frequent this region. Nine endangered species, four of which are whales, can be found in these ocean waters, including the Atlantic Right Whale, one of the world's most endangered marine mammals. The region also serves as an essential migratory pathway for many of these species; and

WHEREAS, the Jersey Shore sustains the economy of the region with its bounty of natural resources and intrinsic values for millions of people through tourism. Tourism brings more than \$44.1 billion to NJ's economy each year and provides jobs to more than 500,000 people; and

WHEREAS, recreational and commercial fisheries in NJ provide enormous economic benefits, including revenue, food production, and recreational activities. In 2014, recreational fishing supported nearly 20,000 jobs and resulted in \$2 billion of retail sales. Commercial fishing supports nearly 7,300 jobs and provides \$152 million in landings, not including restaurant and retail sales; and

WHEREAS, current estimates of the amount of technically recoverable oil off the entire Atlantic coast from Maine to Florida would only last the nation approximately 229 days, and the amount of technically recoverable gas would only last approximately 562 days; and

WHEREAS, offshore oil and gas development, causes substantial environmental impacts, including: (a) onshore damage due to infrastructure, (b) water pollution from drilling muds and the water brought-up from a well with oil and gas (called "produced waters"), (c) noise from seismic surveys, (d) air pollution, and (e) oil spills; and

WHEREAS, the harmful environmental consequences of offshore oil and gas exploration and development are serious and threatens the environmental and economic assets of New Jersey; and

WHEREAS, The BP Horizon disaster in the Gulf of Mexico (2010) is clear evidence of the dangers associated with offshore drilling, including costing the lives of 11 people, devastating coastal economies and countless livelihoods, and killing countless marine animals, as well as continuing to cause harm to marine life as documented by a steady flow of studies; and

WHEREAS, Federal Administration officials are also weakening protections of ocean resources by undermining rules and regulations, cutting funding sources for spill response; and

WHEREAS, oil spills travel vast distances, and the Gulf Stream and Labrador Ocean Current all flow toward New Jersey making the region vulnerable to impacts from spills anywhere in the Atlantic Ocean; and

WHEREAS, within 5 days of the release of the DPP Governor Scott from Florida was able to convince Department of Interior Secretary Zinke to **remove Florida from further consideration for drilling due to the importance of coastal tourism to that state and NJ shares this same economic dependence on tourism and clean ocean economies**;

WHEREAS, bi-partisan opposition against drilling off the New Jersey coast has included every Governor since 1985, and a majority of the congressional delegation and most coastal towns; and

WHEREAS, in the January 8, 2018, BOEM Federal Register to requests comments on the Draft Proposed Program (DPP) and scoping comments for the Programmatic Environmental Impact Study

WHEREAS, energy conservation and efficiency measures can significantly reduce the nation's need to explore and drill for nonrenewable resources, such as oil and natural gas; and

WHEREAS, coastal municipalities have a profound interest in maintaining strong federal protections for our nation's coastal environment, as well as the economic and social benefits it supports.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Township of Long Beach on this 5th day of February hereby opposes offshore oil and gas exploration and drilling activities that would affect the coast of New Jersey, and calls upon Secretary of the Interior Ryan K. Zinke who oversees the Bureau of Ocean Energy Management to withdraw New Jersey and the entire Atlantic Ocean from consideration for the offshore oil and gas exploration, development, or drilling.

Motion to approve Items 14-19:

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

LICENSES & PERMITS

21. Resolution 18-0205.08: Approve various Special Events for 2018

RESOLUTION 18-0205.08

**A RESOLUTION AUTHORIZING VARIOUS 2018 SPECIAL EVENTS
IN LONG BEACH TOWNSHIP**

WHEREAS, the Long Beach Township Board of Commissioners wishes to foster and promote the recreational and social experiences of its citizens and visitors; and

WHEREAS, various applications, documents and certifications are required to be submitted, reviewed and filed in order to approve and permit such events before sanctioning by the Township.

Motion to approve Item 20:

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

PURCHASES, CONTRACTS & AWARDS

22. Resolution 18-0205.09(a-c): Approve various Shared Service Agreements:

- a) Ocean County Schedule C: Roads & Engineering Services
- b) Ocean County Health Department: Animal Facility
- c) Recycling Coordinator: for Surf City Borough
- d) Recycling Coordinator: for Pine Beach Borough

RESOLUTION 18-0205.09(a)

RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING EXECUTION OF A SHARED SERVICE AGREEMENT WITH THE COUNTY OF OCEAN FOR VARIOUS SERVICES UNDER "SCHEDULE C"

WHEREAS, the Shared Services Act, N.J.S.A. 40A:65-1 et seq. authorizes the Township of Long Beach to enter into a contract for the provision of certain governmental services with the County of Ocean; and

WHEREAS, the Shared Services Act, N.J.S.A. 40A:65-1 et seq. requires such contracts be authorized by resolution of the Governing Body; and

WHEREAS, the County of Ocean has created and established a program to assist municipalities and governmental agencies in the repair and maintenance of municipal streets and property in addition to providing certain materials and supplies in connection therewith; and

WHEREAS, the Governing Body of the Township of Long Beach has requested the County to provide certain various services on certain municipal streets and property within the municipality at a cost not to exceed \$100,000.00; and

WHEREAS, the Township of Long Beach wishes to enter into an agreement with the County of Ocean for the provision of services, materials, and equipment as set forth in Schedule "C" attached hereto.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Long Beach in the County of Ocean, State of New Jersey, as follows:

1. The Commissioner of Public Works and Clerk of the Township of Long Beach are hereby authorized and directed to enter into and execute a "Schedule C" Agreement with the County of Ocean in accordance with the provisions of the law to include \$75,000.00 for the Road Department and \$25,000.00 for the Engineering Department for various engineering services for traffic signals and sign installations.
2. A copy of this Agreement shall be kept on file and be available for public inspection at the Office of the Township Clerk.
3. This Agreement shall take effect upon full execution by the parties and shall remain in full force and effect through December 31, 2018. Sufficient funds have

been appropriated in the 2018 Temporary Municipal Budget and are subject to amendment at such time the 2018 Municipal Budget is adopted. Appropriated funds will be available for this purpose in the municipal budget under Schedule "C" Other Expenses.

4. A certified copy of this resolution shall be forwarded to:
 - Clerk of the Ocean County Board of Chosen Freeholders
 - Ocean County Engineering Department
 - Ocean County Department of Finance

INTERGOVERNMENTAL AGREEMENT SCHEDULE C

THIS AGREEMENT made this day of , 2018, between the **County of Ocean**, a body politic of the State of New Jersey, hereafter called the County, and **Township of Long Beach**, a Local Governmental Unit of the State of New Jersey, hereinafter called "Local Governmental Unit".

WHEREAS, it is the desire of the Ocean County Board of Chosen Freeholders to assist the Local Governmental Unit in the repair and maintenance of its street and property, road overlay, in addition to providing certain materials and supplies in connection therewith; and

WHEREAS the Local Governmental Unit desires to enter into an Agreement with the County for such services;

NOW, THEREFORE, in consideration of the mutual terms and conditions covenant herein contained, the parties agree as follows:

1. If requested by the Local Governmental Unit, the County, at the discretion of the County Road Supervisor, except for items F, G, and H, which shall be at the discretion of the County Engineer, and item I which shall be at the discretion of the Vehicle Services Director will assist the Local Governmental Unit in the following ways:
 - A. Mowing of plant growth along local governmental units roads or property;
 - B. Plowing snow on local governmental unit's roads or property;
 - C. Purchase of materials or supplies for the maintenance of local governmental unit roads or property;
 - D. Sweeping of local governmental unit's roads or property;
 - E. Road overlay (List of Schedule "C" Major Project Request must be completed);
 - F. Curbs and Sidewalks on local governmental unit roads;
 - G. Repair of traffic signals;
 - H. Traffic signs or pavement marking;
 - I. Vehicle Maintenance Services.
2. This Agreement shall take effect upon execution by the parties and shall remain in full force and effect through December 31, 2018. The total amount of the Local Governmental Unit purchases of goods and services under this Agreement shall not exceed the sum of One Hundred Thousand Dollars (\$100,000.00) during the term of this Agreement. The Local Governmental Unit certifies that sufficient funds are available in its current Budget to cover the cost of the Agreement.
3. This Agreement will be administered on behalf of the Ocean County Board of Chosen Freeholders and their Designee by Andrew Baran, Assistant Director of Public Works on behalf of the Local Governmental Unit.
4. Materials or supplies, if available, will be issued to the Local Governmental Unit from the County yard or warehouse. Except during emergencies, all purchase requests for materials and supplies shall be in writing.
5. Each County Department shall invoice the Local Governmental Unit for materials and supplies delivered and services rendered. Monies due shall be paid by the Local Governmental Unit to the County within thirty (30) days after the Local Governmental Unit's receipt of said invoices.
6. The applicable rates and charges for equipment and labor are set forth in the List of Labor and Equipment Costs, which is attached hereto and made a part hereof.
 - A. The Local Governmental Unit may request the County to provide for the disposition of sweeping materials from the Local Governmental Unit site. All costs associated with the disposition of these materials, including, but not limited to, all costs incurred in the inspection, testing,

classification, screening and ultimate disposition of the sweepings, shall be the responsibility of the Local Governmental Unit and shall be included in the County's next invoice for payment by the Local Governmental Unit.

B. When request by the Local Governmental Unit to sweep municipal roads or properties, the materials collected will be disposed of at a designated municipal site. If the Local Governmental Unit is unable to provide a site, the County will store the municipal sweepings at the nearest County garage and the Local Governmental Unit will be responsible for all costs incurred as described in paragraph A.

7. The Local Governmental Unit hereby covenants and agrees to save harmless the County, its agents, officials and employees from any and all suits, damages, claims or other causes of action, including reasonable attorneys' fees, which may result from performance of the Agreement by the County.

RESOLUTION 18-0205.09(b)

A RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING EXECUTION OF A SHARED SERVICE AGREEMENT WITH THE OCEAN COUNTY BOARD OF HEALTH FOR ANIMAL FACILITY SERVICES

WHEREAS, the **Shared Services Act, N.J.S.A. 40:65A et seq.**, authorizes two or more local units to enter into joint agreements for the provision of governmental services.

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 Mayor and the Municipal Clerk be and they are hereby authorized and directed to execute a renewal agreement with the Ocean County Board of Health for Animal Facility Services for the year 2018.

RESOLUTION 18-0205.09(c)

RESOLUTION AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT WITH THE BOROUGH OF SURF CITY FOR MUNICIPAL CERTIFIED RECYCLING COORDINATOR SERVICES

WHEREAS, the "Uniform Shared Services and Consolidation Act." N.J.S.A. 40A:65-1 et. seq authorizes the Township of Long Beach to enter into an agreement for the provision of certain governmental services with the Borough of Surf City; and

WHEREAS, N.J.S.A. 40A:65-5 requires such an agreement to be authorized by resolution; and

WHEREAS, it is the desire of the Board of Commissioners to authorize the execution of a Shared Service Agreement with the Borough of Surf City for Municipal Certified Recycling Coordinator Services.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, as follows:

1. The Mayor and Municipal Clerk are hereby authorized to execute a Shared Services Agreement with the Borough of Surf City for Municipal Certified Recycling Coordinator Services in accordance with the provisions of law. A copy of said agreement is attached hereto and made a part hereof as Schedule 'A'.
2. That a copy of the agreement referenced herein shall be kept on file and made available for public inspection at the Municipal Clerk's office during normal business hours.
3. That a certified copy of this resolution shall be forwarded to:
 - The Division of Local Government Services
 - The Borough of Surf City
 - Chief Financial Officer of Long Beach Township

SHARED SERVICES AGREEMENT BY AND BETWEEN THE BOROUGH OF SURF CITY AND THE TOWNSHIP OF LONG BEACH, OCEAN COUNTY, NEW JERSEY

THIS AGREEMENT, made this ____day of _____, 2018, by and between the Township of Long Beach, a municipal corporation of the State of New Jersey, having its principal offices located at 6805 Long Beach Boulevard, Brant Beach, New Jersey, 08008, hereinafter referred to as "Township" and the Borough of Surf City, a municipal corporation of the State of New Jersey, having its principal offices located at 813 Long Beach Blvd., Surf City, New Jersey, 08008, hereinafter referred to as "Borough"; and collectively the Township and the Borough referred to as "the parties".

WITNESSETH

WHEREAS, N.J.S.A. 13:1E-99:16 provides that each municipality in the State of New Jersey shall designate one or more persons as the municipal certified recycling coordinator who shall have completed the requirements of a course of instruction in

various aspects of recycling program management as determined or administered by the Department of Environmental Protection (hereinafter "Department"); and

WHEREAS, both municipalities currently and independently provide a municipal recycling system to the residents and taxpayers of each municipality in accordance with the requirements of law; and

WHEREAS, the Borough is currently without the services of a certified recycling coordinator; and

WHEREAS, the Township has an employee designated as a municipal certified recycling coordinator who is capable of supplying such services to the Borough; and

WHEREAS, the Borough and the Township have pursued a plan for providing shared services for the position of municipal certified recycling coordinator; and

WHEREAS, as such, the Borough designates the Township as the provider for municipal certified recycling coordinator duties and services within the Borough hereinafter set forth; and

WHEREAS, N.J.S.A 40:65-1 et seq. specifically authorizes local government units to enter into agreements for the provision of shared services.

NOW, THEREFORE, in consideration of the mutual promises, agreements and other considerations made by and between the parties, the Township and the Borough do hereby agree as follows:

AGREEMENT

1. The parties shall share the municipal certified recycling coordinator services and duties wherein the Township shall provide the Borough with its municipal certified recycling coordinator in accordance with this agreement.
2. The municipal certified recycling coordinator services shall consist of, and be limited to, review and execution of the recycling tonnage report and/or recycling tonnage grant application as required by law, which recycling tonnage report and/or recycling tonnage grant application shall be prepared by the Borough and provided to the municipal certified recycling coordinator for his or her review and execution for submission to the Department.
3. The Township shall be the lead agency in connection with this agreement, and the employer of the municipal certified recycling coordinator for the provision of services provided in connection with this agreement as set forth in paragraph 2.
4. This agreement shall be effective for the period commencing upon the execution date of this agreement and shall continue for a period of one year. It is the intent of the parties to review and evaluate this shared services agreement for renewal at the end of the term; however, the agreement may be terminated by either of the parties during this term.
5. All notices required by this agreement shall be in writing and shall be sent via regular and certified mail, return receipt requested to the municipal clerk of each party at the address listed in the preamble of this agreement.
6. This agreement constitutes the entire agreement between the Borough and the Township and supersedes all prior written or oral understandings. This agreement may only be amended, supplemented, modified or cancelled by a duly executed written instrument.
7. The parties agree that this agreement was prepared under the authority of the State of New Jersey and therefore shall be interpreted by the laws of that State.
8. The parties agree that it is in the best interest of their respective taxpayers and citizens to avoid litigation if at all possible. Therefore, the parties agree to jointly mediate any and all outstanding issues pertaining to the services provided by the municipal certified recycling coordinator, not specifically provided for in this agreement.
9. The Borough shall indemnify, defend and hold harmless, the Township, its officers, employees and agents from and against any and all claims of whatsoever nature or type arising from this agreement and specially as may arise from employees or former employees of the Borough who are or may be affected by this agreement and the provision of services to the Borough hereunder by the Township. However, the Borough shall neither indemnify or hold harmless the Township for actions upon which a demand or claim or assertion of liability are found to have arisen outside the course of carrying out official duties on behalf the Borough of which were beyond the scope of performing official duties or performed in bad faith, or which constituted actual fraud, actual malice, willful misconduct, an intentional wrong or criminal act. Such indemnification shall include payment of all reasonable fees and costs and damages, if any in the

defense of any claim by a third person. The Township shall have the option of either requiring the Borough to tender a defense on behalf of the Township or selecting its own counsel to defend the Township's interests for which the Borough will pay all reasonable fees and costs for any claims subject to indemnification hereunder.

10. The rights, duties and obligations of this agreement may not be assigned without either party's written consent.
11. It is agreed that a failure or delay in the enforcement of any of the provisions of this agreement by either party shall not constitute a waiver of those provisions.
12. If any provision or provisions of this agreement be determined to be invalid or contrary to New Jersey law and only those provisions shall be struck and the remaining provisions of this agreement shall survive.
13. In the event that this agreement shall be invalidated by a court of competent jurisdiction then, at the option of the Township, the Township shall continue to provide the services specified herein on an interim of emergency basis for a period of ninety (90) days as permitted within an order of the court.
14. The parties acknowledge and agree that they are associated for only the purposes set forth in this agreement and each is a public entity separate and distinct from the other. Nothing contained in this agreement shall be deemed or construed to create a partnership or joint venture or to otherwise create any liability for one party whatsoever with respect to the indebtedness, liabilities and obligations of the other party beyond what may be required by general law.
15. Professional Liability Coverage is through the Joint Insurance Fund for each municipality. Each municipality shall provide coverage for the services, which are specifically performed for the respective municipality.
16. The parties hereto represent and warrant that the person executing this agreement has the full power and authority to enter into this agreement and that this agreement has been duly authorized by the appropriate resolution of each entity.

IN WITNESS, WHEREOF, the parties hereto have made and executed this Agreement as of the day and year first above written.

RESOLUTION 18-0205.09(d)

RESOLUTION AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT WITH THE BOROUGH OF PINE BEACH FOR MUNICIPAL CERTIFIED RECYCLING COORDINATOR SERVICES

WHEREAS, the "Uniform Shared Services and Consolidation Act." N.J.S.A. 40A:65-1 et. seq. authorizes the Township of Long Beach to enter into an agreement for the provision of certain governmental services with the Borough of Pine Beach; and

WHEREAS, N.J.S.A. 40A:65-5 requires such an agreement to be authorized by resolution; and

WHEREAS, it is the desire of the Board of Commissioners to authorize the execution of a Shared Service Agreement with the Borough of Pine Beach for Municipal Certified Recycling Coordinator Services.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, as follows:

4. The Mayor and Municipal Clerk are hereby authorized to execute a Shared Services Agreement with the Borough of Pine Beach for Municipal Certified Recycling Coordinator Services in accordance with the provisions of law. A copy of said agreement is attached hereto and made a part hereof as Schedule 'A'.
5. That a copy of the agreement referenced herein shall be kept on file and made available for public inspection at the Municipal Clerk's office during normal business hours.
6. That a certified copy of this resolution shall be forwarded to:
 - The Division of Local Government Services
 - The Borough of Pine Beach
 - Chief Financial Officer of Long Beach Township

SHARED SERVICES AGREEMENT BY AND BETWEEN THE BOROUGH OF PINE BEACH AND THE TOWNSHIP OF LONG BEACH, OCEAN COUNTY, NEW JERSEY

THIS AGREEMENT, made this ____day of _____, 2018, by and between the Township of Long Beach, a municipal corporation of the State of New Jersey, having its principal offices located at 6805 Long Beach Boulevard, Brant Beach, New

Jersey, 08008, hereinafter referred to as "Township" and the Borough of Pine Beach, a municipal corporation of the State of New Jersey, having its principal offices located at 599 Pennsylvania Avenue, Pine Beach, New Jersey, 08741, hereinafter referred to as "Borough"; and collectively the Township and the Borough referred to as "the parties".

WITNESSETH

WHEREAS, N.J.S.A. 13:1E-99:16 provides that each municipality in the State of New Jersey shall designate one or more persons as the municipal certified recycling coordinator who shall have completed the requirements of a course of instruction in various aspects of recycling program management as determined or administered by the Department of Environmental Protection (hereinafter "Department"); and

WHEREAS, both municipalities currently and independently provide a municipal recycling system to the residents and taxpayers of each municipality in accordance with the requirements of law; and

WHEREAS, the Borough is currently without the services of a certified recycling coordinator; and

WHEREAS, the Township has an employee designated as a municipal certified recycling coordinator who is capable of supplying such services to the Borough; and

WHEREAS, the Borough and the Township have pursued a plan for providing shared services for the position of municipal certified recycling coordinator; and

WHEREAS, as such, the Borough designates the Township as the provider for municipal certified recycling coordinator duties and services within the Borough hereinafter set forth; and

WHEREAS, N.J.S.A 40:65-1 et seq. specifically authorizes local government units to enter into agreements for the provision of shared services.

NOW, THEREFORE, in consideration of the mutual promises, agreements and other considerations made by and between the parties, the Township and the Borough do hereby agree as follows:

AGREEMENT

1. The parties shall share the municipal certified recycling coordinator services and duties wherein the Township shall provide the Borough with its municipal certified recycling coordinator in accordance with this agreement.
2. The municipal certified recycling coordinator services shall consist of, and be limited to, review and execution of the recycling tonnage report and/or recycling tonnage grant application as required by law, which recycling tonnage report and/or recycling tonnage grant application shall be prepared by the Borough and provided to the municipal certified recycling coordinator for his or her review and execution for submission to the Department.
3. The Township shall be the lead agency in connection with this agreement, and the employer of the municipal certified recycling coordinator for the provision of services provided in connection with this agreement as set forth in paragraph 2.
4. This agreement shall be effective for the period commencing upon the execution date of this agreement and shall continue for a period of one year. It is the intent of the parties to review and evaluate this shared services agreement for renewal at the end of the term; however, the agreement may be terminated by either of the parties during this term.
5. All notices required by this agreement shall be in writing and shall be sent via regular and certified mail, return receipt requested to the municipal clerk of each party at the address listed in the preamble of this agreement.
6. This agreement constitutes the entire agreement between the Borough and the Township and supersedes all prior written or oral understandings. This agreement may only be amended, supplemented, modified or cancelled by a duly executed written instrument.
7. The parties agree that this agreement was prepared under the authority of the State of New Jersey and therefore shall be interpreted by the laws of that State.
8. The parties agree that it is in the best interest of their respective taxpayers and citizens to avoid litigation if at all possible. Therefore, the parties agree to jointly mediate any and all outstanding issues pertaining to the services provided by the municipal certified recycling coordinator, not specifically provided for in this agreement.
9. The Borough shall indemnify, defend and hold harmless, the Township, its officers, employees and agents from and against any and all claims of whatsoever nature or type arising from this agreement and specially as may arise from employees or former employees of the Borough who are or may be affected by

this agreement and the provision of services to the Borough hereunder by the Township. However, the Borough shall neither indemnify or hold harmless the Township for actions upon which a demand or claim or assertion of liability are found to have arisen outside the course of carrying out official duties on behalf the Borough of which were beyond the scope of performing official duties or performed in bad faith, or which constituted actual fraud, actual malice, willful misconduct, an intentional wrong or criminal act. Such indemnification shall include payment of all reasonable fees and costs and damages, if any in the defense of any claim by a third person. The Township shall have the option of either requiring the Borough to tender a defense on behalf of the Township or selecting its own counsel to defend the Township's interests for which the Borough will pay all reasonable fees and costs for any claims subject to indemnification hereunder.

10. The rights, duties and obligations of this agreement may not be assigned without either party's written consent.
11. It is agreed that a failure or delay in the enforcement of any of the provisions of this agreement by either party shall not constitute a waiver of those provisions.
12. If any provision or provisions of this agreement be determined to be invalid or contrary to New Jersey law and only those provisions shall be struck and the remaining provisions of this agreement shall survive.
13. In the event that this agreement shall be invalidated by a court of competent jurisdiction then, at the option of the Township, the Township shall continue to provide the services specified herein on an interim of emergency basis for a period of ninety (90) days as permitted within an order of the court.
14. The parties acknowledge and agree that they are associated for only the purposes set forth in this agreement and each is a public entity separate and distinct from the other. Nothing contained in this agreement shall be deemed or construed to create a partnership or joint venture or to otherwise create any liability for one party whatsoever with respect to the indebtedness, liabilities and obligations of the other party beyond what may be required by general law.
15. Professional Liability Coverage is through the Joint Insurance Fund for each municipality. Each municipality shall provide coverage for the services, which are specifically performed for the respective municipality.
16. The parties hereto represent and warrant that the person executing this agreement has the full power and authority to enter into this agreement and that this agreement has been duly authorized by the appropriate resolution of each entity.

IN WITNESS, WHEREOF, the parties hereto have made and executed this Agreement as of the day and year first above written.

23. Resolution 18-0205.10: Authorize contract for Public Record Imaging Services, per Co-op: Accuscan: NTE \$10,000.00 for 2018: 2-year contract with 2-year option to extend

RESOLUTION 18-0205.10

RESOLUTION AUTHORIZING A CONTRACT FOR DOCUMENT MANAGEMENT SERVICES FOR RECORDS RETENTION AND DISPOSAL OBTAINED THROUGH THE EDUCATION SERVICES COMMISSION OF NEW JERSEY COOPERATIVE PRICING SYSTEM

WHEREAS, Long Beach Township is a participating entity of the Education Services Commission of New Jersey Cooperative Pricing System, Identifier #65MCESCCPS; and

WHEREAS, the Township wishes to utilize the Education Services Commission of New Jersey Cooperative Pricing System to contract for document management services and records retention and disposal; and

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

WHEREAS, Alpine Consulting Inc.; dba: Accuscan, 299 Farnum Street, Edgewater, NJ 08010 was the lowest qualified bidder (Bid # ESCNJ 16/17-48) whose bid agreed to extend its prices for public record imaging services to the Education Services Commission of New Jersey Cooperative Pricing Members effective July 1, 2017 through June 30, 2020.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach at a regular meeting held Monday, February 5, 2018 that the Mayor and Municipal Clerk shall be and are hereby authorized execute a contract for public record imaging services as follows:

- Effective January 1, 2018 through December 31, 2019, with an option to extend said contract for one (1) two-year, or two (2) one-year periods, for document management services, records retention and disposal in an amount not to exceed \$10,000.00 for 2018. Should the renewal option be agreed to by both parties under the provisions of NJSA 40A:11-15, the index rate shall be the basis to determine the appropriate increase in the contract price.
24. Resolution 18-0205.11(a-e): Authorize various actions pertaining to bids:
- A) 2018 Emergency Repairs for Water Sewer: Reject all bids received on 12/12/17 and authorize re-bid of same.
 - B) Generator Maintenance and Repair: award contract to lowest responsive bidder, Atlantic Switch and Generator; bid received on 12/18/17
 - C) Rental/ Dozers and Loaders with operators: award contracts to Haas Sand & Gravel and Mathis Construction; bid received on 1/17/18
 - D) Rental/Dozers and Loaders without operators: award contracts to Haas Sand & Gravel, Giles & Ransome, Inc., HERC Rentals, JESCO; bid received on 1/17/18
 - E) 2018 Observation deck piling installation: award contract to Buterick Bulkheading, Inc.; bid received on 2/1/18

RESOLUTION 18-0205.11(a)

**RESOLUTION AUTHORIZING VARIOUS ACTIONS
PERTAINING TO 2018 EMERGENCY REPAIRS FOR WATER SEWER BID FOR LONG BEACH
TOWNSHIP**

WHEREAS, the Township of Long Beach wishes to approve the following actions as they pertain to bids for 2018 Emergency Repairs for Water Sewer Department:

- Pursuant to NJSA 40A:11-13.2.a., reject all bids received 12/12/17 for the 2018 Emergency Repairs for Water Sewer Department
- Authorize the re-advertisement for the receipt of bids for the 2018 Emergency Repairs for the Water Sewer Department

NOW THEREFORE BE IT RESOLVED, that the Board of Commissioners of the Township of Long Beach, at a regular meeting held Monday, February 5, 2018, authorize the above noted actions as they pertain to bids.

RESOLUTION 18-0205.11(b)

RESOLUTION AUTHORIZING THE REJECTION OF AN AWARDED CONTRACT FOR GENERATOR MAINTENANCE AND REPAIR AND AN AWARD TO THE SECOND LOWEST BIDDER FOR SAID SERVICES

WHEREAS, pursuant to Resolution 17-1218.14(b) dated December 18, 2017, the Township awarded a contract, per bid, to the following vendor:

Reed Electrical Power Systems
56 Lakewood Road
New Egypt, NJ 08533

WHEREAS, pursuant to 40A:11-24(b) Reed Electrical Power Systems failed to execute and return contract documents within the 21-day period prescribed by law; and

WHEREAS, the Board of Commissioners wishes to award a contract for generator maintenance and repair to the second lowest responsive and responsible bidder, Atlantic Switch and Generator.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach at their regularly scheduled meeting held Monday, February 5, 2018 that the aforesaid contract shall be and is hereby awarded to Atlantic Switch and Generator, LLC, 4108 Sylon Blvd., Hainesport, NJ 08036, effective January 1, 2018 through December 31, 2019 with one two-year option to extend, in the amounts included in their bid submission dated December 14th 2017.

RESOLUTION 18-0205.11(c)

RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR RENTAL AND DELIVERY OF BULLDOZERS AND LOADERS WITH OPERATORS

WHEREAS, pursuant to N.J.S.A.40A:11-1 et seq., the Township of Long Beach solicited and received bids for rental and delivery of bulldozers and loaders with operators in the Township of Long Beach on January 17, 2018; and

WHEREAS, it is in the opinion of the Board of Commissioners of the Township that the multiple bids be accepted and awarded for same; and
Rental and Delivery of Bulldozers and Loaders with Operators - Various items per individual contracts on file in the Municipal Clerk's Office:

HAAS Sand & Gravel

PO BOX 2329

1812 Rout 206

Vincentown, NJ 08088

Mathis Construction Co, Inc

1510 Route 539

Suite 1

Little Egg Harbor, NJ 08087

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 5th day of February 2018, that the above listed vendors shall be and hereby are awarded the above stated contracts effective through December 31, 2018.

RESOLUTION 18-0205.11(d)

RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR RENTAL AND DELIVERY OF BULLDOZERS AND LOADERS WITHOUT OPERATORS

WHEREAS, pursuant to N.J.S.A.40A:11-1 et seq., the Township of Long Beach solicited and received bids for rental and delivery of bulldozers and loaders without operators in the Township of Long Beach on January 17, 2018; and

WHEREAS, it is in the opinion of the Board of Commissioners of the Township that the multiple bids be accepted and awarded for same; and

Rental and Delivery of Bulldozers and Loaders without Operators - Various items per individual contracts on file in the Municipal Clerk's Office:

Haas Sand & Gravel

PO BOX 2329

1812 Route 206

Vincentown, NJ 08088

Giles and Ransome, Inc

2975 Galloway Road

Bensalem, PA 19020

HERC Rentals

27500 Riverview Center Blvd, 7

Bonita Springs, FL 34134

JESCO

18 St. Nicholas Ave

South Plainfield, NJ 07080

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 5th day of February 2018, that the above listed vendors shall be and hereby are awarded the above stated contracts effective through December 31, 2018.

RESOLUTION 18-0205.11(e)

A RESOLUTION AWARDING A CONTRACT FOR 2018 OBSERVATION DECK FOR THE TOWNSHIP OF LONG BEACH, PER BID

WHEREAS, pursuant to N.J.S.A.40A:11-1 et seq., the Township of Long Beach solicited and received bids for 2018 Observation Deck- Piling Installation Project in the Township of Long Beach on February 1, 2018; 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, Buterick Bulkheading Inc., P.O Box 416, Manahawkin, NJ 08050 gave the lowest qualified bid as per the municipal engineer and the municipal attorney's review and certification; and

WHEREAS, the Chief Financial Officer of the Township of Long Beach has issued a Certificate of Availability of Funds in the appropriation created by: Ordinance 17-13 Improvement to Observation Deck Account #C-04-56-146-901 in the amount of \$72,466.00.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 5th day of February 2018, for the reasons aforesaid, that a contract be and is hereby awarded to:

Buterick Bulkheading Inc

P.O Box 416, Manahawkin

904 N. Main Street

Manahawkin, NJ 08050

For 2018 Observation Deck- Piling Installation Project in the Township of Long Beach in an amount not to exceed Seventy-two thousand, Four Hundred Sixty-Six Dollars (\$72,466.00) as per the bid received on February 1, 2018.

25. Resolution 18-0205.12: Award an Extraordinary Unspecifiable Service contract: Stockton University Coastal Research Center for the study of Nuisance Flooding and Watershed Management

RESOLUTION 18-0205.12

A RESOLUTION AWARDING AN EXTRAORDINARY UNSPECIFIABLE PROFESSIONAL SERVICES CONTRACT TO RETAIN AN EXPERT IN SHORELINE TRENDS AND ENVIRONMENTAL FORCING MECHANISMS PERTAINING TO NUISANCE FLOODING AND WATERSHED MANAGEMENT IN LONG BEACH TOWNSHIP

WHEREAS, N.J.S.A. 40A:11-5, *et seq.*, permits a municipality to award a contract without public advertising for bids and bidding thereof under certain circumstances for contracts for goods and services that exceed the bid threshold of \$40,000.00; and

WHEREAS, the Township's flooding has impacted businesses and residents as a result of many storms over the years which have produced serious flooding conditions in homes, roadways and businesses; and

WHEREAS, there exists the need to retain the services of a qualified expert to evaluate, compile data and prepare reports relating to coastal flooding along the length of Long Beach Island as well as research grant opportunities to assist in the funding and to help achieve a CRS Class Rating of 4, by generating a Watershed Management Plan under FEMA Activity 452a and 452b, which shall be completed in three tasks; and

WHEREAS, the hiring of an expert to evaluate and provide recommendations for the Townships flooding issues and assistance in generating a Watershed Plan under FEMA in order to assist in the flooding and achieve a CRS Class Rating of 4 which has been acknowledged by the State of New Jersey and fits within the extraordinary unspecifiable services exception to the bidding requirements pursuant to N.J.S.A. 40A:11-5(1)(a)(ii); and

WHEREAS, Township has received a certain proposal from Dr. Stewart Farrell and The Stockton University Coastal Research Center to perform the aforesaid expert services; and

WHEREAS, Township is awarding this extraordinary unspecifiable services contract based upon the foregoing, the terms set forth herein, and the nature, abilities, and qualifications of Dr. Stewart Farrell and The Stockton University Coastal Research Center; and

WHEREAS, the duration of the contract shall be 12 months; and

WHEREAS, the Board of Commissioners is of the opinion that the specific circumstances for the EUS contractual arrangement set forth herein complies with the applicable statutory and regulatory requirements and has certified this contract as an EUS.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Township on this 5th day of February 2018, for the reasons aforesaid, which are expressly adopted and incorporated by reference herein, that a contract be and is hereby awarded to:

Dr. Stewart Farrell &
The Stockton University Coastal Research Center
30 Wilson Avenue
Port Republic, New Jersey 08241

BE IT FURTHER RESOLVED that the Municipal Clerk shall send a notice of the award of this contract shall be published at least once in the official newspaper of the Township of Long Beach and shall keep the resolution and contract on file for public inspection.

26. Resolution 18-0205.13: Approve the execution of a Collective Bargaining Unit Contract: Teamsters Local #35, DPW Supervisors Unit effective Jan 1, 2018 through Dec 31, 2020

RESOLUTION 18-0205.13

RESOLUTION AUTHORIZING EXECUTION OF TEAMSTERS LOCAL #35 COLLECTIVE BARGAINING UNIT CONTRACT REPRESENTING EMPLOYEES IN THE DEPARTMENT OF PUBLIC WORKS AND PROPERTY

WHEREAS, as a result of negotiations between Teamsters Local #35 Public Works Employees (Supervisor's Unit) and the Township of Long Beach, contract terms for 2018 through 2020 were agreed upon between the said parties; and

WHEREAS, Collective Bargaining Unit Agreements have been prepared, which accurately reflect the agreements between the parties and have been reviewed and approved by the appropriate representatives of both parties; and

WHEREAS, the Commissioner of Public Works, Parks, and Property and the entire Board of Commissioners deem it to be in the best interest of the Township of Long Beach to approve said Collective Bargaining Unit Agreement between the Township and Teamsters Local #35 (Supervisor's Unit).

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach at a regular meeting held this 5th day of February 2018 that the Mayor and Municipal Clerk shall and are hereby authorized to execute the appropriate documents as described above and enter into a three (3) year Collective Bargaining Unit Agreement effective retroactive to January 1, 2018 through December 31, 2020 with Teamsters Local #35 for the Supervisor's Unit. Certain salaries are subject to various contingencies agreed upon by the parties.

Motion to approve Items 21-25:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

FINANCIAL APPROVALS

27. Resolution 18-0205.14(a-d): Approve various fees for 2018:

- a. Bayview Park Vendor, \$2,000
- b. Ice cream Vendor, \$5,000
- c. Rental rates for Bayview Park recreational apparatus racks: \$200/season.
Municipal Transportation Vehicles: \$300 for a two hour minimum and \$75 each additional hour
- d. Bayview Park food truck vendor license: \$2,500

RESOLUTION 18-0205.14(a)

**RESOLUTION OF THE TOWNSHIP OF LONG BEACH,
COUNTY OF OCEAN, STATE OF NEW JERSEY**

SETTING BAYVIEW PARK RECREATIONAL VENDOR LICENSE FEE FOR 2018

NOW, THEREFORE, BE IT RESOLVED, the Board of Commissioners of the Township of Long Beach hereby fixes, pursuant to Ordinance 16-06C, Chapter 194-2.A. of the Code of Long Beach Township, the 2018 Recreational Vendor License fee at \$2,000.00 per vendor effective through December 31, 2018.

RESOLUTION 18-0205.14(b)

**RESOLUTION OF THE TOWNSHIP OF LONG BEACH,
COUNTY OF OCEAN, STATE OF NEW JERSEY**

SETTING MOBILE ICE CREAM VENDOR LICENSE FEE FOR 2018

NOW, THEREFORE, BE IT RESOLVED, the Board of Commissioners of the Township of Long Beach hereby fixes, pursuant to Ordinance 04-07C, and Chapter 195-3.F.(1) of the Code of Long Beach Township, the 2018 Motorized Ice Cream Vendor License fee at \$5,000.00 per vendor effective through December 31, 2018.

RESOLUTION 18-0205.14(c)

**RESOLUTION OF THE TOWNSHIP OF LONG BEACH,
COUNTY OF OCEAN, STATE OF NEW JERSEY**

**SETTING VARIOUS RENTAL RATES FOR BAYVIEW PARK RECREATIONAL APPARATUS RACKS
AND MUNICIPAL TRANSPORTATION VEHICLES**

WHEREAS, pursuant to and in accordance with state law, the Township of Long Beach created and implemented a Municipal Transportation System ("LBI Shuttle") by and through the adoption of Ordinance 14-07C; and

WHEREAS, pursuant to Ordinance 14-07C and Chapter 111-3.A., and in accordance with state law, the Township of Long Beach has elected to contract with third-parties for their destination and fee-based use of the shuttle buses that comprise the LBI Shuttle during the off-season from Labor Day to Memorial Day ("Off-Season Shuttle"); and

WHEREAS, the Township of Long Beach finds and declares that the Off-Season Shuttle shall provide additional support to the LBI Shuttle and shall support the public health, welfare, safety, as well as provide additional economic benefits to the businesses, citizens, and visitor of Township of Long Beach and Long Beach Island region as a whole; and

WHEREAS, the Board of Commissioners sets the fee for the Off-Season Shuttle as follows:

- (1) Trolley Bus: 2-hour minimum \$300.00
- Each Additional hour \$75.00; and

WHEREAS, the Board of Commissioners sets the fee for the seasonal rental of recreational equipment storage racks as follows:

- (1) Storage Rack: May 1st through October 1 \$200.00; and

WHEREAS, any recreational equipment stored in Bayview Park racks that has not been removed prior to October 11th shall be deemed abandoned and offered for public auction pursuant to N.J.S.A.40A:157(a).

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Township of Long Beach hereby authorizes the above-noted fees and regulations effective through December 31, 2018.

RESOLUTION 18-0205.14(d)

**RESOLUTION OF THE TOWNSHIP OF LONG BEACH,
COUNTY OF OCEAN, STATE OF NEW JERSEY**

**RENEWING BAYVIEW PARK TRAILER CONCESSION LEASE AND SETTING HEALTH
DEPARTMENT INSPECTION FEE FOR 2018**

NOW, THEREFORE, BE IT RESOLVED, the Board of Commissioners of the Township of Long Beach hereby exercises the lease provision to renew Food Concession Services, pursuant to the terms of the Trailer Concession Lease executed May 17, 2017. Trailer Concession Lease fee shall be set at \$2,500.00 effective through December 31, 2018; and

BE IT FURTHER RESOLVED the Board of Health Inspection fee shall be fixed at \$50.00 per vehicle effective through December 31, 2018.

- 28. Resolution 18-0205.15: Approve acceptance of a Performance Bond; Maryland Ave. Partners, LUB-30-17, Block 7.09, Lots 10.01 & 25 (West Maryland Ave); \$7,722.00

RESOLUTION 18-0205.15

WHEREAS, the Township of Long Beach has accepted from Maryland Ave. Partners, Cashier's Check No. 1488604535 from Bank of America, dated January 8, 2018 in the amount of Seven Thousand Seven Hundred Twenty-Two Dollars (\$7,722.00), as the required Performance Bond for Minor Sub-division #LUB-30-17, Block 7.09, Lots 10.01 & 25 (West Maryland Avenue).

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners accepts this Performance Bond as per its Municipal Ordinance and as recommended by the Municipal Engineer.

- 29. Resolution 18-0205.16: Approve an increase to the 2018 Temporary Current Fund and W/S Budgets

RESOLUTION 18-0205.16

WHEREAS, the Chief Financial Officer of the Township of Long Beach has determined that an increase to the 2018 Temporary Budget, approved pursuant to Resolution 17-1218.19 and increase pursuant to Resolution 18-0108.14, is necessary; and

WHEREAS, appropriations for the A – Temporary Current Fund, Schedule B – Temporary Water/Sewer Budget, are hereby adopted as the 2018 Temporary Budget and shall be increased February 5, 2018 pursuant to Schedule A and B attached hereto.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach that the Chief Financial Officer be and she is hereby authorized to approve the increase to the 2018 Temporary Current Fund and Temporary W/S Budget.

- 30. Resolution 18-0205.17: Approve the transfer of various Reserve Appropriations

RESOLUTION 18-0205.17

WHEREAS, the New Jersey statutes provide for the making of reserve appropriation transfers between the period of January 1, 2018 and March 31, 2018; 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 |
| Sanitary Landfill | O&E | 7-01-26-306-029 | \$144,000.00 |
| TOTAL | | | \$144,000.00 |
| | | | |
| TO: | DEPT: | ACCT# | AMOUNT |
| PERS | O&E | 7-01-36-471-000 | \$144,000.00 |
| TOTAL | | | \$144,000.00 |

31. Resolution 18-0205.18: Approve Bills & Payroll
 Bills in the amount of: \$ 6,628,917.96
 Payroll in the amount of: \$ 920,004.39

RESOLUTION 18-0205.18

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 \$920,004.39.

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 \$6,628,917.96 be and the same are hereby authorized to be paid on Monday, February 5, 2017.

2. The said approved payroll amounting to the sum of \$ 920,004.39 be and the same are hereby authorized to be paid on Monday, February 5, 2017.

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 26-30:

Motion: Lattanzi Ayes: Lattanzi, Bayard, Mancini

Second: Bayard Nays:

Administrator's Report: stated that he's working on firm dates for Beach Replenishment projects for Holgate and Brant Beach.

COMMISSIONERS' REPORTS

Commissioner Lattanzi provided information on the mandatory revaluation of Township properties. Two new trolleys were purchased and fees are most likely going to be free for children 12 years of age and under, \$2 before 10 p.m. and \$5 after 10 p.m. for everyone else.

Commissioner Bayard had no report.

Mayor Mancini stated the next meeting of the Land Use Board would be held on Wednesday, February 14th at 7:00 pm in the upstairs multi-purpose room.

Second Reading and Public Hearing for Ordinance(s) 18-04, 05C, 06C, 07C, 08, 09, 10, 11 and 12C would take place at the public meeting held on March 5, 2018 at 4:00 pm. He explained the revaluation would consist of the actual inspection of structures. He advised the Township would be paying more in county and school taxes in 2018. He congratulated the Philadelphia Eagles on their Super Bowl win.

OPEN PUBLIC SESSION

John Fiori/Brant Beach asked with the revaluation, when would the new tax rates become effective.

Mayor Mancini stated, in 2019.

John O'Brien/Brant Beach was concerned with cars being directed to maintain the right lane as there were big pot holes in the right lane. He asked that the County repair the pot holes.

Mayor Mancini stated he planned to meet with Ocean County officials to discuss many Long Beach Blvd. paving ideas. He hoped the County Engineering Department would raise the middle lane to help vehicle travel along the Boulevard during flooding events.

Commissioner Bayard stated various infrastructure projects would soon be completed.

Bill Hudson/Holgate thanked the Commissioners again for the Trolley Transportation System.

CLOSE PUBLIC SESSION

Motion for adjournment at: 4:30p.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