

**MINUTES**  
**REGULAR SESSION BOARD OF COMMISSIONERS May 02, 2022**

**Flag Salute**

Meeting came to order: 4:02 p.m.

Clerk calls the roll: Mayor Joseph H. Mancini PRESENT  
Commissioner Ralph H. Bayard PRESENT  
Commissioner Joseph P. Lattanzi PRESENT

Also in attendance: Danielle La Valle, Municipal Clerk  
Kyle Ominski, Administrator

Municipal Clerk announces: 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 23, 2021; 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:

**PROCLAMATION**

May 2022- "Paint the Town Pink!" Month

**AGENDA**

**ORDINANCES & PUBLIC HEARINGS**

1. Resolution 22-0502.01 Authorization To Read 2022 Municipal Budget By Title Only

**RESOLUTION 22-0502.01**

**AUTHORIZATION TO READ THE 2022 MUNICIPAL BUDGET BY TITLE ONLY**

**WHEREAS**, N.J.S.A.40A:4-8 provides that the budget be read by title only at the time of the Public Hearing if a Resolution is passed by not less than a majority of the full governing body, providing that at least one week prior to the date of hearing a complete copy of the approved budget as advertised has been posted in the Municipal Building and copies have been made available by the Clerk to persons requiring them; and

**WHEREAS**, these two conditions have been met.

**NOW, THEREFORE, BE IT RESOLVED**, that the Budget shall be read by title only.

<b>MOTION:</b>	<b>SECOND:</b>	<b>ROLL CALL:</b>
Commissioner Lattanzi	Commissioner Bayard	Commissioner Lattanzi
		Commissioner Bayard
		Mayor Mancini

Motion to approve item 1:

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

OPEN PUBLIC HEARING  
No public comment.  
CLOSE PUBLIC HEARING

2. Resolution 22-0502.02 Adopt the 2022 Municipal Budget

**RESOLUTION 22-0502.02**

**ADOPT THE 2022 MUNICIPAL BUDGET**

**BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach, County of Ocean that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, authorization of the amount of \$30,493,000.00 for municipal purposes, and certification to the County Board of Taxation of the following summary of general revenues and appropriations on this 2<sup>nd</sup> day of May 2022.

**BE IT FURTHER RESOLVED**, the amount to be raised by taxes for support of the municipal budget is \$20,908,442.85.

(Summary annexed hereto)  
2022 Municipal Budget

**of the TOWNSHIP of LONG BEACH County of OCEAN for the fiscal year 2022**

**Revenue and Appropriations Summaries**

Summary of Revenues	Anticipated	
	2022	2021
1. Surplus	3,397,913.69	3,585,620.90
2. Total Miscellaneous Revenues	5,706,643.46	5,508,412.38
3. Receipts from Delinquent Taxes	480,000.00	530,689.55
4. a) Local Tax for Municipal Purposes	20,908,442.85	20,391,164.82
b) Addition to Local School District Tax		
c) Minimum Library Tax		
Tot Amt to be Rsd by Taxes for Sup of Muni Bnd	20,908,442.85	20,391,164.82
Total General Revenues	30,493,000.00	30,015,887.65

Summary of Appropriations	2022 Budget	Final 2021 Budget
1. Operating Expenses: Salaries & Wages	12,277,516.42	11,948,551.95
Other Expenses	11,775,702.28	11,856,873.40
2. Deferred Charges & Other Appropriations	3,160,304.00	3,035,157.39
3. Capital Improvements	1,530,000.00	1,596,000.00

4. Debt Service (Include for School Purposes)	1,053,000.00	870,000.00
5. Reserve for Uncollected Taxes	696,477.30	709,304.91
Total General Appropriations	30,493,000.00	30,015,887.65
Total Number of Employees	112	114

2022 Dedicated Water/Sewer Utility Budget			
Summary of Revenues	Anticipated		
	2022		2021
1. Surplus	1,880,000.00		1,733,760.18
2. Miscellaneous Revenues	11,277,000.00		12,397,239.82
3. Deficit (General Budget)			
Total Revenues	13,157,000.00		14,131,000.00
Summary of Appropriations	2022 Budget		Final 2021 Budget
1. Operating Expenses: Salaries & Wages	1,650,000.00		1,675,000.00
Other Expenses	7,553,996.41		7,518,476.84
2. Capital Improvements	500,000.00		575,000.00
3. Debt Service	3,060,000.00		2,851,600.00
4. Deferred Charges & Other Appropriations	393,003.59		1,510,923.16
5. Surplus (General Budget)			
Total Appropriations	13,157,000.00		14,131,000.00
Total Number of Employees	15		19

Balance of Outstanding Debt			
	General	Water/Sewer	Total
Interest	2,680,445.64	6,500,975.85	9,181,421.49
Principal	12,145,000.00	43,916,818.40	56,061,818.40
Outstanding Balance	14,825,445.64	50,417,794.25	65,243,239.89

Notice is hereby given that the budget and tax resolution was approved by the Commissioners, of the Township of Long Beach, County of Ocean on April 4, 2022.

A hearing on the budget and tax resolution will be held at the Municipal Building, on May 2, 2022, at 4:00 p.m. at which time and place objections to the Budget and Tax Resolution for the year 2022 may be presented by taxpayers or other interested parties.

Copies of the budget are available in the Office of the Municipal Clerk at the Municipal Building, 6805 Long Beach Blvd., Brant Beach, New Jersey, 08008 during the hours of 10:00 a.m. to 12:00 p.m.

Motion to approve item 2:

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

3. Second Reading Ordinance 22-11C: **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 1, WHICH PERTAINS TO GENERAL PROVISIONS, AND CHAPTER 189, WHICH PERTAINS TO TRAFFIC REGULATIONS, CHAPTER 89, WHICH PERTAINS TO FIREWORKS, AND CHAPTER 172, WHICH PERTAINS TO SIDEWALKS AND CURBS, AND CHAPTER 51, WHICH PERTAINS TO BEACHES**

**STATEMENT OF PURPOSE**

This Ordinance amends Chapter 1 to revise the penalty and notice provisions and amend the penalties for violations of the Township Code, amends Chapter 189 to prohibit parking and obstruction of public beach entrances, amends Chapter 89 to revise the definition and regulations relating to fireworks, amends Chapter 172 to correct an internal citation, and amends Chapter 51 to add and revise regulations relating to the operation of motor vehicles on beaches.

**SECTION I**

§1-17, §1-18, and §1-19 are hereby repealed and replaced as follows.

§1-17 Maximum penalty.

For violation of any provision of the Township Code or any other ordinances of the Township where no specific penalty is provided, the maximum penalty, upon conviction, shall be 1 or more of the following pursuant to N.J.S.A. 40:49-5: (i) for zoning or housing Code violations, by a fine not exceeding \$1,250; (ii) for unlawful waste disposal, by a fine not exceeding \$2,500; (iii) for any other violations of the Code where the penalty is not otherwise set forth in the Chapter, by a fine not exceeding \$2,000; (iv) imprisonment in the county jail or in any place provided by the municipality for the detention of prisoners for any term not exceeding 90 days; and/or (v) by a period of community service not exceeding 90 days. Any person convicted of the violation may, in the discretion of the Court by which he or she was convicted and in default of the payment of any fine imposed therefor, be imprisoned in the county jail or place of detention provided by the Township for any term not exceeding 90 days or be required to perform community service for a period not exceeding 90 days.

§1-18 Separate violations.

Except as otherwise provided, each separate act and/or every day in which a violation of any provision of a Chapter or any other ordinance of the Township exists shall constitute a separate violation.

§1-19 Additional fine for repeat offenders.

Any person who is convicted of violating this Code or an ordinance within 1 year of the date of a previous violation of the same provision of this Code or of the same ordinance and who was fined for the previous

violation, shall be sentenced by a court to an additional fine as a repeat offender. The additional fine imposed by the court upon a person for a repeated offense shall not be less than the minimum or exceed the maximum fine fixed for a violation of the ordinance or Code provision but shall be calculated separately from the fine imposed for the violation of the ordinance or Code provision. If the Board of Commissioners elects not to impose an additional fine upon a person for a repeated violation of any municipal ordinance, the Board of Commissioners may waive the additional fine by ordinance or resolution.

**SECTION II**

§1-20 and §1-21 are hereby redesignated as §1-22 and §1-23 and a new §1-20 and §1-21 are hereby added as follows.

§1-20 Penalties.

Pursuant to Rule 7:12-4, the following Local Supplemental Violations Bureau Schedule of designated offenses and payable amounts has been approved by the vicinage Assignment Judge and shall be in effect for offenses committed on and after May 10, 2022. This Local Schedule shall be prominently posted for public inspection at the location of the Violations Bureau.

A. Designated offenses.

(1) Part I, Parking section.

Code Section	Description	Payable Amount
§135-3A	Parking – private property	\$50
§189-5	Parking – at all times	\$50
§189-6	Parking – certain times	\$50
§189-7	Parking – certain cul-de-sac portions	\$50
§189-8	Parking – access easements	\$50
§189-9	Parking – street-ends and barricades and beach entrances	\$50
§189-10	Parking – alternate-side parking	\$50
§189-11	Parking – public lots and recreational facilities	\$50
§189-13C	Parking – municipal lots after posted hours	\$50
§189-18	Parking – designated handicapped spaces	\$50
§189-23	Parking – crosswalks, sidelines, intersections, stop signs	\$50
§189-24A	Parking – certain streets more than 15 minutes	\$50
§189-24B	Parking – certain streets more than 1 hour	\$50
§189-24C	Parking – on certain streets	\$50
§189-36A(1)	Parking – employee parking lots	\$50
§189-36A(2)	Parking – Mayor’s designated area	\$50

(2) Part II, Non-parking section

Code Section	Description	Payable Amount
<b>Alcoholic Beverages</b>		
§39-7	Consumption of alcoholic beverages in public	
	First offense	\$100
	Second offense	\$200
	Each additional offense	Appearance Required
<b>Animals</b>		
§47-3	Unlicensed animals	\$100
§47-4	Animals running at large	\$100
§47-5	Animals on beach	
	First offense	\$100
	Second offense	\$200
	Each additional offense	Appearance Required
§47-8	Disposal of fecal matter	\$500
<b>Beach</b>		
§51-18A	Games prohibited on the beach	\$50
§51-18B	Swim or bathe at an unsafe depth in the ocean	\$50
§51-18C	Use of inflatable rafts and objects when prohibited	\$50
§51-18D	Litter on the beach	
	First offense	\$250
	Second offense	Appearance Required
§51-18E	Disobey orders, directs, and/or whistle of lifeguard	\$150
§51-18F	Sleeping on the beach	
	First offense	\$100
	Second offense	\$200
	Each additional offense	Appearance Required
§51-18G	Disrobing (changing clothes) on beach or in public	\$250
§51-18H	Picnic on beach	\$65
§51-18K	Launch or land of jet skis and boats	\$250
§51-18L	Skateboard use and storage of boats and trailers in parks	\$250
§51-18M	Windsurf in areas other than Bayview Park	\$50
§51-18N	Installation or placement of any device in dune area	\$250
§51-18O	Walking, sitting, standing, or occupying dune area	
	First offense	\$100
	Second offense	\$200
	Each additional offense	Appearance Required
§51-18P	No feeding of wildlife	\$200
§51-18Q	Tent, umbrella, or sunshade over maximum diameter	\$50
§51-18R	Erection of any beach umbrella between 7 p.m. and 9 a.m.	\$50
§51-18S	No fires of any type	\$250
§51-18T	Lighted substances and tobacco	\$250
§51-18U	Tables on oceanfront or bayfront beaches	\$50
§51-18V	Food and/or beverage deliveries	\$65

§51-18W	Sit, stand, walk, run, or fish on any oceanfront rock jetty	\$150
§51-18X	Surf on any oceanfront beach, unless designated	\$200
<b>Beach Badges</b>		
§51-26	Failure to purchase beach badge	\$150
§51-26	Failure to have beach badge in possession	\$50
<b>Beach Buggies</b>		
§51-20	Failure to purchase beach buggy permit	\$250
§51-20	Unlicensed buggy on the beach	\$250
§51-20	Unlicensed motor vehicle on beach	\$500
§51-22A	Prohibited on beach front from May 15 <sup>th</sup> thru Sept. 30 <sup>th</sup>	\$250
§51-22B	Speed limit is 15 mph on beaches	\$200
§51-22C	Vehicles prohibited on dunes; non-designated entrances	\$500
§51-22D	Keep safe distance from people and certain areas	\$200
§51-22E	Litter discarded from vehicle	\$500
§51-22F	Lights required at night	\$200
§51-22G	Operation of vehicle in unsafe manner	\$500
§51-22H	Prohibition in Holgate when announced	\$500
§51-22I	Emergency equipment required	\$200
§51-22J	Unattended vehicle	\$200
<b>Bicycles</b>		
§53-1	Prohibited on public sidewalks	\$100
§53-2	More than 2 wheels prohibited on Long Beach Boulevard	\$50
<b>Fireworks</b>		
§89-1	Possession or sale of fireworks	
	First offense	\$100
	Second offense	\$200
	Each additional offense	Appearance Required
§89-2	Use of fireworks	
	First offense	\$250
	Second offense	\$350
	Each additional offense	Appearance Required
<b>Games</b>		
§135-2	Unlawful on streets running northeast and southwest	\$25
<b>Garage Sales</b>		
§152-3	Permit required	\$100
§152-4	Sale must be conducted between 8 a.m. and 9 p.m.	\$100
<b>Garbage – Trash &amp; Recycling</b>		
§115-10	Open or overflowing waste disposal bins	\$150
§168-2A	Water-tight receptacles and tight fitting lids	
	First offense	\$150
	Second offense	\$250
	Each additional offense	Appearance Required
§168-2H(1)	Debris, brush, etc. bundled or in containers	
	First offense	\$150
	Second offense	\$250
	Each additional offense	Appearance Required
§168-2H(2)	Recycling of newspapers and paper products	
	First offense	\$150
	Second offense	\$250
	Each additional offense	Appearance Required
§168-2H(3)	Recycling of magazines, catalogs and brown cardboard	
	First offense	\$150
	Second offense	\$250
	Each additional offense	Appearance Required
§168-2H(5)	Recycling of co-mingled items	
	First offense	\$150
	Second offense	\$250
	Each additional offense	Appearance Required
§168-2H(6)	Recycling receptacles	
	First offense	\$150
	Second offense	\$250
	Each additional offense	Appearance Required
<b>Ice Cream Trucks</b>		
§195-2	Permit required	\$150
§195-7L	Prohibited before 9 AM and after 9 PM	\$25
§195-7K(1)	Noise, speaking devices, bells, etc. prohibited after 8 p.m.	\$50
<b>Miscellaneous</b>		
§68-5	Storage of building materials in public right-of-way	
	First offense	\$250
	Second offense	\$500
	Each additional offense	Appearance Required
§105-3	Smoking	\$100
§123-5	Noise levels	
	First offense	\$150
	Second offense	\$300
	Each additional offense	Appearance Required
§123-6	Noise restrictions	
	First offense	\$150

	Second offense	\$300
	Each additional offense	Appearance Required
§123-6B(8)	Water-damping device required for cutting of stone, etc.	
	First offense	\$250
	Second offense	\$500
	Each additional offense	Appearance Required
§127-10	Public health nuisances	
	First offense	\$250
	Second offense	\$500
	Each additional offense	Appearance Required
§135-1	Sleeping in motor vehicle	
	First offense	\$100
	Second offense	\$200
	Each additional offense	Appearance Required
§135-4A	Urinating in public	\$500
§135-6	Peace & good order	\$250
§135-6C	Disrobe, dress/undress on public street or property	
	First offense	\$100
	Second offense	\$200
	Each additional offense	Appearance Required
§205-7A	Structures in the public right of way	\$250
§205-65	Signs	
	First offense	\$50
	Second offense	\$100
	Each additional offense	Appearance Required

**§1-20 Multiple offenses.**

For all offenses set forth in §1-20(A)(2) where an appearance is required for a subsequent offense the provisions of §1-17, §1-18, and §1-19 shall apply. Where there are no subsequent offenses set forth in §1-20(A)(2), there shall be no additional fines or court appearances required for those specific offenses. All offenses constituting a subsequent offense in §1-20(A)(2) are for a conviction of violating the Code provision within 1 year of the date of a previous violation of the same Code provision.

**SECTION III**

§1-22 is hereby added as follows.

**§1-22 Notice of violation.**

Except where otherwise set forth in the specific Chapter of the Township Code, all notices of violation of the Township Code elected to be issued by the designated official, at the official's discretion, shall be served by either certified mail or personal service. Unless otherwise required by law, a notice of violation shall not be a precondition to the issuance and service of a summons, a summons may issue and be served without a prior notice of violation, and the service of a summons shall be in accordance with the Rules Governing Practice in Municipal Courts. In the event the designated official elects to issue a notice of violation, he or she shall possess the discretion to determine the amount of time set forth in the notice to remedy the violation prior to the issuance of a summons or the Township's institution of an appropriate legal action in a court of competent jurisdiction.

**SECTION IV**

§189-9 is repealed and replaced with the following.

**§189-9 Parking prohibited at street-ends and public beach entrances.**

- A. It shall be unlawful to park any motor vehicle on any public street in the Township within 100 feet of any street-end barricade at the ocean or bay or within 100 feet of any barricade installed at and marking the actual physical end of an improved street. It shall be unlawful to park any motor vehicle on any public street in the Township beyond a clearly marked sign identifying a physical street end and instructing NO PARKING BEYOND THIS POINT.
- B. It shall be unlawful to park any motor vehicle on any public street in the Township in a manner that blocks or obstructs any portion of a public beach entrance to a beach.

**SECTION V**

§51-19B is deleted and marked as "(Reserved)".

**SECTION VI**

§89-1 and §89-2 are repealed and replaced with the following.

**§89-1 Definition**

**FIREWORKS**

Any combustible or explosive composition, or any substance or combination of substances, or article prepared for the purpose of producing a visible or an audible effect by combustion, explosion, deflagration, or detonation, but shall not include sparkling devices and novelties. Examples of fireworks includes, but is not limited to, firecrackers, roman candles, skyrockets, or fireworks of any sort, kind, or description.

**§89-2 Possession and sale; use.**

- A. No person shall possess, sell, or distribute any fireworks, except as permitted by N.J.S.A. 21:1-1, et seq.
- B. No person shall use or discharge any fireworks, except as permitted by N.J.S.A. 21:2-1, et seq.

**§89-3 Violations and penalties.**

A violation of this Chapter shall be punishable as provided in Chapter 1, General Provisions, Article III, General Penalty.

**SECTION VII**

§172-22 is amended to delete "205-62" and replace with "§205-7".

**SECTION VIII**

§51-22D is repealed and replaced with the following.

- D. All vehicles shall maintain a reasonable distance from congested bathing beaches or other areas where bathers, surf fisherman, or other using the beach are present.

- E. No rubbish, debris, or litter of any sort shall be discarded from any vehicle while being operated on the beachfront.
- F. Vehicles are allowed access in permitted areas 24 hours each day, but not vehicle shall be operated on the beachfront at night without adequate lights.
- G. Every vehicle being operated on the beach shall be operated in a safe, reasonable, and careful manner at all times so as not to endanger the lives and safety of other persons using the beachfront.
- H. Vehicles shall be prohibited from access to the Brigantine National Wildlife Refuge when the Township deems maintenance is required and/or any other emergency arises with respect to access routes to the wildlife preserve.
- I. Vehicles shall maintain or have readily available a first aid kit, shovel, tow chain or equivalent, road flares, Coast Guard or ICC-approved fire extinguisher, jack with a large support board (minimum 12 inches by 12 inches), flashlight, and spare tire.
- J. No vehicle shall be left unattended. The driver shall stay within close proximity to his/her vehicle while fishing or engaging in any other activities outside of the vehicle.
- K. With the exception of Subsection B above, the regulations set forth in §51-22 shall not apply to the motor vehicles permitted to be used by disabled persons pursuant to §51-20A(2).

**SECTION VII**

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

**SECTION VIII**

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 April 4, 2022 and advertised in the BEACH HAVEN TIMES issue of April 10, 2022.

OPEN PUBLIC HEARING

No public comment.

CLOSE PUBLIC HEARING

Motion to approve/adopt Ordinance 22-11C on Second Reading:

Motion: Lattanzi                      Ayes: Lattanzi, Bayard, Mancini

Second: Bayard                      Nays:

4. Second Reading Ordinance 22-12C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" IN CHAPTER 181, WHICH PERTAINS TO TENNIS COURTS AND CHAPTER 194, WHICH PERTAINS TO PARKS AND RECREATION**

**STATEMENT OF PURPOSE**

The purpose of the ordinance is to amend Chapters 181 and 194 to revise, clarify, and reformat the recreation and parks and tennis court regulations and add badge requirements for the use of tennis and pickleball courts.

**SECTION I**

Chapter 181 is deleted.

**SECTION II**

Article III of Chapter 194 is repealed and replaced with the following Article III and Article IV.

Article III Municipal athletic and recreational facilities and access badges

§194-7 Athletic and recreational facilities; access badge requirements

- A. The Township owns, operates, and maintains various recreational and athletic facilities, including, but not limited to, pickleball, tennis, basketball, and bocce ball courts.
- B. No person shall use the tennis and pickleball courts until such person has secured an annual access, weekly, or daily badge and unless such badge is available for inspection while the person is using the facilities. All other recreational and athletic facilities shall be available to and for use by the public without securing an access badge.

§194-8 Access badge term and fees.

- A. An annual access badge shall be effective for the calendar year in which it is issued.
- B. The fees for access badges are as follows: annual – \$80; weekly – \$20; daily – \$10.

§194-9 Rules of conduct.

- A. The Board of Commissioners, by resolution, or their designee, may issue rules of conduct for the users of the athletics and recreational facilities and others who may be upon the grounds immediately surrounding the facilities. The rules adopted as aforesaid shall not be in force and effect until they are conspicuously posted at the courts.
- B. No person who shall act in a loud, boisterous, lewd, or indecent manner or who shall curse or swear or who shall be in an intoxicated condition shall be allowed on said facilities or on the grounds surrounding the same. Any such person in violation of the rules shall be excluded therefrom. Gross or repetitious violations of the rules of conduct by a person shall be grounds for permanent revocation of his or her badge.

§194-10 Scheduling; lessons.

- A. The Board of Commissioners, or their designee, are hereby authorized to schedule the hours during which the athletic and recreational facilities shall be available and may institute a reservation system for the use of the facilities. The Board of Commissioners may also adopt resolutions setting forth the scheduling and reservation system.
- B. No person shall provide private lessons on athletic and recreational facilities for money or other valuable compensation without the written authorization of the Board of Commissioners, or their designee.

ARTICLE IV Violations and Penalties

§194-11 Violations and penalties.



Jon Cossman  
Kenneth Sauer

Mike Petrizzi  
Michael Clarke

Maxim Vidrasco  
David Clarke

Adjust the following employees' hourly rate to \$18.00 per hour to be paid from the Public Works Salary & Wage effective April 23, 2022:

Robert Patch

**Health Department**

Hire the following individual as a Seasonal Health Specialist at the rate of \$36.50 per hour to be paid from Health Salary & Wage effective May 2, 2022:

Eugene Mulgrew

Hire the following individual as a Seasonal Health Specialist at the rate of \$30.00 per hour to be paid from Health Salary & Wage effective May 2, 2022:

Edward McNicholas

**Police**

Hire the following individuals as Seasonal Class I Officers at the rate of \$13.00 per hour to be paid from Police Salary & Wage effective May 2, 2022:

Nicholas Fabrizzio  
Robert Renn

Ian McCabe  
Jonathan Sienkiewicz  
Trevor Fox

Donovin Piana  
Michael Trezza

Hire the following individuals as Seasonal Class I Officers at the rate of \$14.00 per hour to be paid from Police Salary & Wage effective May 2, 2022:

Robert Biele

Paris Cogliano

Niklas Haas

Upon completion and graduation from the Class II Academy at the Ocean County Police Academy, change the following employee's hourly rate to \$15.00 to be paid from Police Salary & Wage effective April 27, 2022:

Michael Fife

Anthony Cipriani  
Jason Maldonado

Michael Barbagallo

Adjust the following employees' rate of pay to \$15.00 per hour to be paid from the Police Salary & Wage effective retroactive to April 4, 2022:

Todd Augustine

**Municipal Clerk**

Adjust the following employee's annual base salary to \$42,820.00 to be paid from Municipal Clerk Salary & Wage effective April 30, 2022.

David Brady

9. Resolution 22-0502.04:

Support Funding The US Army Corp of Engineers Philadelphia for the Purpose of Beach Renourishment in the FY23 Cycle

**RESOLUTION 22-0502.04**

**SUPPORT FUNDING TO THE US ARMY CORPS OF ENGINEERS PHILADELPHIA FOR THE PURPOSES OF CONDUCTING A BEACH RENOURISHMENT IN THE FY23 CYCLE**

**WHEREAS**, the residents of Long Beach Township along with visitors from all over, travel to Long Beach Township for the beaches and family atmosphere; and

**WHEREAS**, in 2016 the U.S. Army Corps of Engineers (USACE) completed the Long Beach Island Coastal Storm Risk Management Project, which included the Township of Long Beach; and

**WHEREAS**, the project is designed to receive renourishment at 7-year intervals, with the first due to commence in the year 2023. The first step in the process of bringing the 7-year renourishment to fruition is for Congress to appropriate the necessary funds for the USACE to successfully undertake the renourishment from start to finish; and

**WHEREAS**, the importance of implementing the 7-year renourishment to the project as designed is paramount, as evidenced in Long Beach Township following Superstorm Sandy. The Coastal Storm Risk Management Project works and to deviate from the designed 7-year renourishment only serves to undermine the long-term effectiveness of the project's design; and

**WHEREAS**, Ocean County generates over \$5 billion annually in tourism dollars, a significant portion of which comes from the Long Beach Island region. Periodic renourishment keeps the beaches healthy and attractive. Healthy and attractive beaches are the fuel which powers the economic engine of tourism in Long Beach Township, Long Beach Island, Ocean County and the State of New Jersey; and

**WHEREAS**, failure to accomplish the designed and agreed upon 7-year renourishment has the real possibility of a detrimental economic impact on the Island, the Region and the State of New Jersey. Therefore, funding of the 2023 renourishment will be a regional job creator which will provide the Township of Long Beach and the entire Island with an economic stimulus during the doldrums of the off-season; and

**WHEREAS**, funding of the renourishment project will serve to help address the imbalance which exists between the out-flow from the region and the State of New Jersey to the Federal Government and the in-flow of Federal dollars to the region and State, and;

**WHEREAS**, Congress is currently deliberating on a Fiscal Year 2023 federal spending package and Congressman Van Drew will be requesting that the Appropriations Committee provide \$32 million to Army Corps Philadelphia District to conduct the LBI beach renourishment. This special funding is likely the only way to move this project forward for FY23.

**NOW THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach respectfully request the Appropriations Committee of the United States House of Representatives provide immediate and due consideration to Congressman Van Drew's request of the inclusion of \$32 million in FY 2023 appropriations; and

**BE IT FURTHER RESOLVED** that the Board of Commissioners of the Township of Long Beach, provide the entirety of our support and encouragement, the provision of funding to the U.S. Army Corps of Engineers Philadelphia for the purposes of conducting a beach renourishment in the FY23 cycle in the amount of \$32 million; and

**BE IT FURTHER RESOLVED** that a certified, true copy of this resolution be provided to the municipalities of Long Beach Island, the County of Ocean, the 9<sup>th</sup> Legislative District and to the office of Congressman Jeff Van Drew



10. Resolution 22-0502.05(a-c) Approve Various Appointments in Tax Assessor Office
- a. Appoint Tax Assessor
  - b. Appoint Tax Appeal Officers
  - c. Appoint Authorized Signatory for Certified Lists

**RESOLUTION 22-0502.05(a)**

**APPOINTMENT OF MUNICIPAL TAX ASSESSOR**

**WHEREAS**, N.J.S.A. 40A:9-146 requires every Municipality to provide for the appointment of a Tax Assessor; and

**WHEREAS**, the current tenured Tax Assessor has retired from their position leaving an unexpired term; and

**WHEREAS**, it is the desire of the Board of Commissioners of the Township of Long Beach to appoint Barbara Bielawne to fill the unexpired term of office starting on May 1, 2022 and Ending on June 30, 2025, for an annual salary of \$82,000.00; and

**WHEREAS**, the assessor will hold public office hours on Monday through Friday from 9:00 a.m. To 4:00 p.m.

**NOW THEREFORE BE IT FURTHER RESOLVED**, Resolution 22-0502.05(a) was duly adopted by the Board of Commissioners at a public meeting held on May 2, 2022 to appoint a full time Tax Assessor; and

**BE IT FURTHER RESOLVED THAT**, certified copies of said Resolution shall be forwarded to the following:

Director, Division of Taxation  
Administrator, Board of Taxation  
Administrator of the Municipality  
Tax Assessor

**RESOLUTION 22-0502.05(b)**

**APPOINTING AN AUTHORIZED SIGNATORY FOR CERTIFIED LISTS OF ADJACENT PROPERTIES FOR LAND USE AND CAFRA APPLICATION NOTICES**

**BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, at the Regular Meeting held this 2<sup>nd</sup> day of May 2022 that Barbara Bielawne, be and is hereby, appointed the authorized signatory for Certified Lists of Adjacent Properties for Land Use and CAFRA application notices for the Township of Long Beach;

**BE IT FURTHER RESOLVED**, that Kelly Vito is hereby designated as alternate signatory for the execution of said documents as necessary, effective May 1, 2022 through December 31, 2022.

**RESOLUTION 22-0502.05(c)**

**AUTHORIZE TAX APPEAL OFFICERS FOR 2022**

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

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

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

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

**WHEREAS**, the Long Beach Township Tax Assessor Barbara Bielawne was appointed on May 1, 2022 with an end term of June 30, 2025, the office hours of the Tax Assessor are Monday through Friday from 9:00 a.m. to 4:00 p.m. and has a current salary of Eighty-two Thousand Dollars (\$82,000.00).

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body of the Taxing District of the Township of Long Beach that Barbara Bielawne, Certified Tax Assessor, and/or the firm of Raymond, Coleman, Heinold & Norman, LP is/are hereby authorized to act as the agents for the Taxing District during the Year of 2022 and file a Petition of Appeal or Complaint with the Ocean County Board of Taxation to correct such assessments to the proper value and that a copy of any Petition of Appeal or Complaint filed with the Ocean County Board of Taxation under this Resolution be filed with the Municipal Clerk; and

**BE IT FURTHER RESOLVED**, that the Certified Tax Assessor and/or the firm of Raymond, Coleman, Heinold & Norman, LP is/are hereby authorized to execute stipulations of settlement on any tax appeal or complaint filed by the taxing district or by a taxpayer in the tax year 2022 and that a certified copy of this Resolution be forwarded to the Ocean County Board of Taxation with any such Petition of Appeal.

Motion to approve Items 8-10 :

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

**LICENSES & PERMITS**

11. Resolution 22-0502.06: Approve a Social Event Permit: 48<sup>th</sup> Street Between Ocean Blvd. June 4, 2022, 5:30pm-11:00pm for a Block Party

**RESOLUTION 22-0502.06**

**APPROVE STREET CLOSING APPLICATION FOR SOCIAL EVENT**

**WHEREAS**, in response to a homeowner's request for the following:

- Permission to close 48<sup>th</sup> Street between Ocean Blvd. and East side of street east of Long Beach Blvd from 5:30pm to 11:00pm on June 4, 2022 for a block party

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners of the Township of Long Beach does hereby grant permission for the above cited temporary closure as requested with provisions for an open lane for emergency vehicles and flashing lights on barriers from dusk to close of each event.

Motion to approve Items 11:

Motion: Lattanzi           Ayes: Lattanzi, Bayard, Mancini

Second: Bayard           Nays:

**PURCHASES, CONTRACTS & AWARDS**

12. Resolution 22-0502.07(a&b):           Approve Various Shared Service Agreements:
- a. Authorize Shared Service Agreement with Beach Haven, Harvey Cedars, Ship Bottom, Seaside Park, and Stafford for License Plate Readers
  - b. Authorize Shared Service Agreement with Ocean County for Child Restraint Program

**RESOLUTION 22-0502.07(a)**

**RESOLUTION AUTHORIZING A SHARED SERVICE AGREEMENT WITH THE BOROUGHES OF BEACH HAVEN, HARVEY CEDARS, SHIP BOTTOM, AND SURF CITY; WITH THE TOWNSHIP OF LONG BEACH ACTING AS THE LEAD AGENCY FOR ACCESS TO THE POLICE DEPARTMENT VIGILANT LEARN SERVER IN ORDER TO OBTAIN VIGILANT AUTOMATED LICENSE PLATE READER (ALPR)**

**WHEREAS**, pursuant to N.J.S.A. 40:65A et seq., the Township of Long Beach has agreed to enter into Shared Service Agreements for access to the Long Beach Township Police Department Vigilant LEARN Server in order to obtain Vigilant Automated License Plate Reader information with the following municipalities:

Beach Haven Borough  
Harvey Cedars Borough  
Surf City Borough  
Ship Bottom Borough

**WHEREAS**, the said Shared Service Agreements provide that the participating members shall pay to Long Beach Township a fee of \$600.00 for fixed Camera access and \$250.00 per vehicle mounted ALPR System for 2022 for access to the Server for the License Plate Reader.

**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 and directed to execute Shared Service Agreements with each of the abovementioned agencies in accordance with the provisions of law.
- 2. Each Shared Services Agreement shall have a one-year term January 1, 2022 through December 31, 2022, with no option to extend, with the abovementioned municipalities.
- 3. A copy of the agreements referenced herein shall be kept on file and made available for public inspection at the Municipal Clerk's office during normal business hours.

**Resolution 22-0502.07(b)**

**A RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING A SHARED SERVICE AGREEMENT WITH THE COUNTY OF OCEAN FOR FY22 CHILD RESTRAINT PROGRAM GRANT**

**WHEREAS**, the Shared Services Act, N.J.S.A 40A:65-1 et seq., authorizes local units as defined in the Act to enter into joint agreements for the provision of governmental service; and

**WHEREAS**, the Township of Long Beach wishes to enter into an agreement with the County for the purposes of setting forth the terms and conditions regarding the assignment of a Nationally Certified Child Passenger Safety Technician employed by the Township to the Ocean County Sheriff's Office Child Restraint Group; and

**WHEREAS**, the Child Restraint Group is a program run by the Ocean County Sheriff's Office for the purpose of inspecting and installing child restraints in vehicles; and

**WHEREAS**, funds for these services are received from the State of New Jersey and the County of Ocean.

**NOW, THEREFORE, BE IT RESOLVED** the Board of Commissioners of the Township of Long Beach does hereby authorize the execution of the FY22 Child Passenger Safety Grant Shared Services Agreement effective retroactive October 1, 2021 through September 30, 2022 with compensation to the Township set at the rate of Sixty (\$60.00) per hour per CPS Technician.

**BE IT FURTHER RESOLVED**, certified copies of this Resolution shall be forwarded to the Ocean County Sheriff's Office.

13. Resolution 22-0502.08:           Award Lease of Food Concession Trailer in Bayview Park  
Per Auction; RAD Pretzels, LLC; \$5,100

**RESOLUTION 22-0502.08**

**AUTHORIZING THE LEASE OF A FOOD CONCESSION TRAILER IN BAYVIEW PARK, PER AUCTION**

**WHEREAS**, pursuant to N.J.S.A. 40:61-1.h., the Township of Long Beach ("Township") may lease any privilege in any of its parks, beaches, waterfronts, and places for public resort and recreation to the highest responsible bidder therefor; and

**WHEREAS**, the Township purchased, by competitive quotation, a food concession trailer for use in Bayview Park or other Municipal grounds; and

**WHEREAS**, the Board of Commissioners wished to offer for lease Bayview Park Food Concession Services, for the purpose of providing certain food and beverage items to the public; and

**WHEREAS**, Township had advertised for the receipt of bids for the auction of Bayview Park Food Concession Services on April 7, 2022; and

**WHEREAS**, pursuant to the Notice to Bidders, receipt of bids took place on April 21, 2022 at 11:00 a.m.; and

**WHEREAS**, two bidders attended; and

**WHEREAS**, the highest bidder was RAD Pretzels, LLC in the amount of \$5,100 (Five Thousand One Hundred dollars).

**NOW, THEREFORE, BE IT RESOLVED** the Board of Commissioners of the Township of Long Beach in the County of Ocean, State of New Jersey, this 2<sup>nd</sup> day of May 2022, for the reasons aforesaid, that RAD Pretzels, LLC, 412 E. Bay Ave, Manahawkin, NJ 08050 be and is hereby awarded a lease for food concession services effective through December 31, 2022.

14. Resolution 22-0502.09: Authorize Sale a Trailer to Compassion Café for Price of \$1

**RESOLUTION 22-0502.09**

**AUTHORIZE THE SALE OF A TRAILER TO COMPASSION CAFE**

**WHEREAS**, the Township of Long Beach ("Township") owns a certain 2009 7x14 Haulmark Industries, Inc., enclosed trailer ("Trailer") which is no longer needed for Township use; and

**WHEREAS**, Compassion Cafe is a registered 501(c)(3) organization located at 10 North Delaware Avenue, Beach Haven, an organization which provides employment opportunities for adolescents and adults with disabilities; and

**WHEREAS**, pursuant to N.J.S.A. 40A:12-21.1, the Township has elected to sell the Trailer to Compassion Cafe for the nominal fee of \$1.00 pursuant to the terms herein and the requirements of N.J.S.A. 40A:12-21.1;

**WHEREAS**, Compassion Cafe is purchasing the Trailer "As-Is" and without any representation or warranty relating to the condition of the Trailer and further agrees title to and registration of the Trailer shall be transferred prior to use by Compassion Cafe; and

**WHEREAS**, the Township and Compassion Cafe have entered into a certain Agreement relating to the aforesaid conveyance, a copy of which is attached hereto and incorporated herein.

**NOW, THEREFORE, BE IT RESOLVED** by the governing body of the Township of Long Beach, County of Ocean, State of New Jersey, and in accordance with the foregoing Recitals, which are incorporated herein by reference, as follows.

1. That the Mayor and Board of Commissioners do hereby authorize the conveyance of the Trailer to Compassion Cafe.
2. The Mayor and Municipal Clerk are hereby authorized to execute the Agreement attached hereto, subject to the terms of this Resolution.

**AGREEMENT**

This Agreement ("Agreement"), effective upon full execution and the adoption of a corresponding resolution, by and between the Township of Long Beach ("Township"), 6805 Long Beach Boulevard, Brant Beach, New Jersey, and Compassion Cafe ("Compassion Cafe"), a registered 501(c)(3) located at 10 North Delaware Avenue, Beach Haven, New Jersey. The Township and Compassion Cafe are at times collectively referred to hereinafter as the "Parties" or individually as the "Party."

1. **Bill of Sale and Transfer of Ownership.** For the consideration and pursuant to the terms and conditions set forth herein, the Township hereby transfers ownership of the following vehicle ("Trailer") to Compassion Cafe.

- (i) Make: Haulmark Industries, Inc.
- (ii) Model: 7x14 Enclosed Trailer
- (iii) Year: 2009
- (iv) Style: Trailer
- (v) Vin#: 16HPB14219P070404

2. **Consideration.** Pursuant to N.J.S.A. 40A:12-21.1, the Township has elected to sell the Trailer to Compassion Café, a registered 501(c)(3) dedicated to employment assistance for adolescents and adults with disabilities, for the nominal fee of \$1.00 pursuant to the terms herein.

3. **Contingency and Statutory Requirements.** This Agreement is contingent upon the Township's adoption of a resolution authorizing same. In addition, pursuant to N.J.S.A. 40A:12-21.1, the Trailer is conveyed to the Fire Company pursuant to certain required terms, to wit: (i) the Trailer shall be used only for the purposes of Compassion Cafe and to render services relating thereto; (ii) the Trailer shall not be used for commercial business, trade, manufacture, or any other profit-related or personal purpose; and (iii) in the event the Fire Company does not comply with the foregoing, the Trailer shall be conveyed back to the Township. Compassion Cafe may dispose of the Trailer and use the proceeds for Compassion Café and its services.

4. **No Warranty.** The Trailer is being transferred to the Fire Company in its "As-Is" condition and without any warranty or representation as to the fitness or the condition of the Vehicle.

5. **Title and Registration.** The title to the Trailer shall be transferred and the Trailer shall be registered in Compassion Cafe's name prior to Compassion Café's possession and use of the Vehicle.

6. **Indemnification.** Compassion Cafe expressly, knowingly, and, to the fullest extent permitted by law, agrees to and shall release, indemnify, defend, and hold harmless the Township, its elected and appointed officials, officers, employees, agents, volunteers, and others working on behalf of the Township from and against any loss, damages, claims, causes of action, liabilities, obligations, penalties, demands, and any and all other costs and expenses, including attorneys' fees and costs, threatened against, suffered, and/or incurred by the Township, its elected and appointed officials, officers, employees, agents, volunteers, and others working on behalf of Township arising out of and/or in any manner relating to Compassion Café's ownership, possession, and use of the Trailer.

7. **Assumption of Risk.** Compassion Cafe hereby freely assumes all risks arising from and/or relating to this Agreement.

8. Miscellaneous.
- (a) Governing Law. This Agreement is governed by the laws of the State of New Jersey. Any dispute shall be venued in Ocean County, New Jersey.
- (b) Modification. All additions or modifications to this Agreement must be made in writing and executed by both parties.
- (c) Integration Clause. This Agreement comprises the complete and entire agreement and understanding between the parties and supersedes all previous understandings and agreements, whether oral or written. The parties agree that they have not relied on any representation, assertion, guarantee, warranty, collateral contract, or other assurance, except those set forth in this Agreement. The parties waive all rights and remedies relating to any representation, assertion, or any other assurance.
- (d) Severability. If any provision or portion of any provision of this Agreement shall be held to be illegal, invalid, or unenforceable by a court of competent jurisdiction, the remaining provisions or portions thereof shall remain in full force and effect.
- (e) Waiver. Any failure or delay in the enforcement of any of the provisions of this Agreement by either of the parties shall not be construed as a waiver of those provisions.
- (f) Authorization. The parties represent and warrants that he/she/it has the authority to enter into and be bound by the terms of this Agreement.
- (g) Headings. The headings preceding the text of sections of this Agreement are for convenience only and shall not be deemed part of this Agreement.

IN WITNESS WHEREOF, the Parties hereto have hereunto set their hands and seals the day and date first written above.

Motion to approve Items :12-14:

Motion: Lattanzi                      Ayes: Lattanzi, Bayard, Mancini

Second: Bayard                      Nays:

**FINANCIAL APPROVALS**

15. Resolution 22-0502.10:                      Authorize Sale of "Note Relating to the Construction Financing Loan Program of the New Jersey Infrastructure Bank" for amount up to \$7,000,000.

**RESOLUTION 22-0502.10**

**RESOLUTION OF THE TOWNSHIP OF LONG BEACH, IN THE COUNTY OF OCEAN, NEW JERSEY, DETERMINING THE FORM AND OTHER DETAILS OF ITS "NOTE RELATING TO THE CONSTRUCTION FINANCING PROGRAM OF THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST", TO BE ISSUED IN THE PRINCIPAL AMOUNT OF UP TO \$7,000,000, AND PROVIDING FOR THE ISSUANCE AND SALE OF SUCH NOTE TO THE NEW JERSEY ENVIRONMENTAL INFRASTRUCUTRE TRUST, AND AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH NOTE BY THE TOWNSHIP OF LONG BEACH IN FAVOR OF THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST, ALL PURSUANT TO THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST CONSTRUCTION FINANCING PROGRAM**

**WHEREAS**, the Township of Long Beach ("Township"), in the County of Ocean, New Jersey, has determined that there exists a need within the Township for: (i) the removal and replacement of approximately 9000 LF of existing sanitary sewer pipe with 8-inch and 10-inch PVC SDR 26 sanitary sewer pipe; (ii) the removal and replacement of approximately 200 linear feet of sanitary sewer lateral including wyes and connection to existing lateral remove; (iii) the replacement of 65 new sanitary sewer drop manholes; (iv) the removal and replacement of approximately 2500 SY of initial pavement restoration removal and replacement of approximately 3300 SY of final pavement restoration; and (v) the completion, installation and undertaking of all required fittings, dewatering, restriping, traffic control and disturbed landscaping areas related to the foregoing, within the northern section of the Township, between the Boroughs of Surf City and Harvey Cedars (collectively, the "Project"), and it is the desire of the Township to obtain financing for such Project through participation in the environmental infrastructure financing program ("Environmental Infrastructure Financing Program") of the New Jersey Environmental Infrastructure Trust ("Trust");

**WHEREAS**, the Township has determined to temporarily finance the construction and installation of the Project prior to the closing with respect to the Environmental Infrastructure Financing Program, and to undertake such temporary financing with the proceeds of a short-term loan to be made by the Trust ("Construction Loan") to the Township, pursuant to the Construction Financing Program of the Trust ("Construction Financing Program");

**WHEREAS**, in order to: (i) evidence and secure the repayment obligation of the Township to the Trust with respect to the Construction Loan; and (ii) satisfy the requirements of the Construction Financing Loan Program, it is the desire of the Township to issue and sell to the Trust the "Note Relating to the Construction Financing Loan Program of the New Jersey Infrastructure Bank" in an aggregate principal amount of up to \$7,000,000 ("Note");

**WHEREAS**, it is the desire of the Township to authorize, execute, attest and deliver the Note to the Trust pursuant to the terms of the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey ("Local Bond Law"), and other applicable law; and

**WHEREAS**, Section 28 of the Local Bond Law allows for the sale of the Note to the Trust, without any public offering, and *N.J.S.A. 58:11B-9* allows for the sale of the Note to the Trust without any public offering, all under the terms and conditions set forth therein.

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

**Section 1.** In accordance with Section 28 of the Local Bond Law and *N.J.S.A. 58:11B-9*, the Township hereby authorizes the issuance, sale and award the Note in accordance with the provisions hereof. The obligation represented by the Note has been appropriated and authorized by: (i) bond ordinance 20-26 of the Township, which bond ordinance is entitled "BOND ORDINANCE AUTHORIZING THE REPLACEMENT OF VARIOUS WATER MAINS AND SEWER MAINS IN AND FOR THE

TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, NEW JERSEY; APPROPRIATING THE SUM OF \$7,000,000 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 \$7,000,000; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING" and was finally adopted by the Township at a meeting duly called and held on November 2, 2020, at which time a quorum was present and acted throughout, all pursuant to the terms of the Local Bond Law and other applicable law.

**Section 2.** The Chief Financial Officer of the Township ("Chief Financial Officer") is hereby authorized to determine, in accordance with the Local Bond Law and pursuant to the terms and conditions hereof: (i) the final principal amount of the Note (subject to the maximum limitation set forth in Section 4(a) hereof); and (ii) the dated date of the Note.

**Section 3.** Any determination made by the Chief Financial Officer pursuant to the terms hereof shall be conclusively evidenced by the execution and attestation of the Note by the parties authorized pursuant to Section 4(h) hereof.

**Section 4.** The Township hereby determines that certain terms of the Note shall be as follows:

- (a) the principal amount of the Note to be issued shall be an amount up to \$7,000,000;
- (b) the maturity of the Note shall be as determined by the Trust;
- (c) the interest rate of the Note shall be as determined by the Trust;
- (d) the purchase price for the Note shall be par;
- (e) the Note shall be subject to prepayment prior to its stated maturity in accordance with the terms and conditions of the Note;
- (f) the Note shall be issued in a single denomination and shall be numbered "CFP-22-\_\_\_";
- (g) the Note shall be issued in fully registered form and shall be payable to the registered owner thereof as to both principal and interest in lawful money of the United States of America; and
- (h) the Note shall be executed by the manual or facsimile signatures of the Mayor and the Chief Financial Officer under official seal or facsimile thereof affixed, printed, engraved or reproduced thereon and attested by the manual signature of the Municipal Clerk.

**Section 5.** The Note shall be substantially in the form attached hereto as Exhibit A.

**Section 6.** The law firm of Parker McCay P.A., Mount Laurel, New Jersey, is hereby authorized to arrange for the printing of the Note, which law firm may authorize McCarter & English, LLP, bond counsel to the Trust for the Construction Loan Financing Program, to arrange for same.

**Section 7.** The Mayor, Business Administrator and Chief Financial Officer of the Township (together, the "Authorized Officers") are hereby further severally authorized to: (i) execute and deliver, and the Municipal Clerk is hereby further authorized to attest to such execution and to affix the corporate seal of the Township to, any document, instrument or closing certificate deemed necessary, desirable or convenient by the Authorized Officers or the Municipal Clerk of the Township, as applicable, in their respective sole discretion, after consultation with counsel and any advisors to the Township and after further consultation with the Trust and its representatives, agents, counsel and advisors, to be executed in connection with the issuance and sale of the Note and the participation of the Township in the Construction Financing Loan Program, which determination shall be conclusively evidenced by the execution of each such certificate or other document by the party authorized hereunder to execute such certificate or other document, and (ii) perform such other actions as the Authorized Officers deem necessary, desirable or convenient in relation to the execution and delivery of the Note and the participation of the Township in the Construction Financing Loan Program.

**Section 8.** This resolution shall take effect immediately.

**Section 9.** Upon the adoption hereof, the Municipal Clerk shall forward certified copies of this resolution to Parker McCay P.A., Mount Laurel, New Jersey, bond counsel to the Township, David Zimmer, Executive Director of the Trust, and Richard T. Nolan, Esq., McCarter & English, LLP, bond counsel to the Trust.

16. Resolution 22-0502.11: Authorize Execution of a Grant of Conservation Restriction/Easement

**RESOLUTION 22-0502.11**

**AUTHORIZING THE EXECUTION OF A GRANT OF CONSERVATION RESTRICTION/EASEMENT**

**WHEREAS**, on or about October 25, 2018, the Township of Long Beach ("Township") entered and approved a settlement agreement ("Agreement") with the New Jersey Department of Environmental Protection ("NJDEP") relating to Block 11.04, Lot 6 ("Township Property"); and

**WHEREAS**, pursuant to the Agreement, the Township was required to apply to the NJDEP for approval conservation easement reduction at the Township Property; and

**WHEREAS**, the NJDEP has approved the conservation easement reduction and pursuant to that approval the Township is required to execute and record a certain Grant of Conservation Restriction/Easement ("Easement"), a copy of which is available at the Office of the Township Municipal Clerk;

**WHEREAS**, the Mayor and Municipal Clerk executed the Easement and the Mayor and Board of Commissioners further authorize and ratify the execution and recording of the Easement.

**NOW, THEREFORE, BE IT RESOLVED**, based upon the foregoing Recitals, which are incorporated herein by reference, the Mayor and Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, hereby ratify and authorize the execution and recording of the Easement.

17. Resolution 22-0502.12: Approve Bills and Payroll:  
Bills in the amount of: \$ 14,607,807.22  
Payroll in the amount of: \$ 1,012,150.66

**RESOLUTION 22-0502.12**

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

**WHEREAS**, the Chief Financial Officer and various Department Heads of the Township of Long Beach have carefully examined all vouchers presented for the payment of claims; and

**WHEREAS**, after due consideration of the said vouchers, the Board of Commissioners of the Township of Long Beach has approved payment of same; and

**WHEREAS**, Payroll Department has certified and submitted a request for approval of Township payroll in the amount of \$1,012,150.66.

**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 \$14,607,807.22 be and the same are hereby authorized to be paid on Monday, May 02, 2022.
2. The said approved payroll amounting to the sum of \$1,012,150.66 be and the same are hereby authorized to be paid on Monday, May 02, 2022.

The Municipal Clerk be, and 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: 15-17:

Motion: Lattanzi                   Ayes: Lattanzi, Bayard, Mancini

Second: Bayard                   Nays:

**COMMISSIONERS' REPORTS**

**Commissioner Lattanzi:** extends thanks to CFO and Auditor for finishing the budget and maintaining the lowest tax rate in the State.

**Commissioner Bayard:** reminds everyone of important dates coming up:

May 4-plastic bag ban goes into effect

May 9- Summer trash pickup schedule begins

May 15-No dogs allowed on beach

May 30-Town hall will be closed

Memorial Day-Public Works garage will be open 8am-12pm

**Mayor Mancini:** The next meeting of the Land Use Board will be held on Wednesday, May 11, 2022 at 7:00 pm in the Municipal Court Room.

**OPEN PUBLIC SESSION**

Ann Barkey, Loveladies- questions regarding paving updates and ordinance 22-14C.

Ellen Reilly, Beach Haven Crest- concerns regarding cars not stopping for pedestrians on the Boulevard.

Rand Pearsall, Holgate- Thanks for Commissioners for selling the trailer to Compassion Café and had questions regarding beach replenishment.

Alison Madsen, Brant Beach-Thanks the Commissioners for reconsidering the bulkhead ordinance and wants to remind everyone that Long Beach Township can get noisy whether playing pickleball or not.

Joan Martin, North Beach Haven-Thanks Commissioners for the water meters.

The following residents had comments and concerns regarding the recreation pass ordinance 22-13C:

Carlo Orlando- Haven Beach, Jack Healy-Brant Beach, Ginny Iverson-Brant Beach, Suzanne Barnum-Brant Beach, Mary Pahlow-Ocean Blvd., Kathleen Birch-Beach Haven Gardens, John LaPilusa-Beach Haven Gardens, John Fiore-Brant Beach

**CLOSE PUBLIC SESSION**

Motion for adjournment at 5:00pm:

Motion: Lattanzi                   Ayes: Lattanzi, Bayard, Mancini

Second: Bayard                   Nays:

\_\_\_\_\_  
Danielle La Valle, RMC  
Municipal Clerk

\_\_\_\_\_  
Joseph H. Mancini  
Mayor

\_\_\_\_\_  
Ralph H. Bayard  
Commissioner

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Dr. Joseph P. Lattanzi  
Commissioner