

**MINUTES**  
**REGULAR SESSION BOARD OF COMMISSIONERS November 7, 2022**

**Flag Salute**

Meeting came to order: 4:04 p.m.

Clerk calls the roll:	Mayor Joseph H. Mancini	PRESENT
	Commissioner Ralph H. Bayard	ABSENT
	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, Mancini
Second:	Mancini	Nays:

**AGENDA**

**ORDINANCES & PUBLIC HEARINGS**

1. Second Reading Ordinance 22-22C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" IN CHAPTER 64, WHICH PERTAINS TO CONSTRUCTION AND PROPERTY MAINTENANCE**

**STATEMENT OF PURPOSE**

The purpose of the ordinance is to amend Chapters 64 to revise and bulkhead elevation requirements for marinas located in the marine commercial zone and landlocked lagoons in the marine commercial zone.

**SECTION I**

§64-13C(1)(g) is added as follows.

(g) All new bulkheads and bulkhead replacements at marinas in the marine commercial zone and on landlocked lagoons in the marine commercial zone shall set the top of the bulkhead a minimum of 5 feet above mean sea level, NVAD 1988, and be constructed in a manner that ensures the bulkhead height can be increased in the future. The plans for the bulkheads shall be submitted to the Township Engineer for review and approval to confirm the bulkheads are designed and constructed in a manner that ensures the height of the bulkhead can be increased.

**SECTION II**

All Ordinances or parts of Ordinance inconsistent herewith are repealed to the extent of such inconsistency.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

**SECTION IV**

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

**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 September 7, 2022 and advertised in the BEACH HAVEN TIMES issue of September 08, 2022.

**OPEN PUBLIC COMMENT**

No comments

**CLOSE PUBLIC COMMENT**

Motion to adopt Ordinance 22-22C on Second Reading:

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

2. First Reading Ordinance 22-23C: **An Ordinance Amending an Ordinance Entitled, "Code Of The Township Of Long Beach, County Of Ocean, State Of New Jersey, (1997)" In Chapter 94, Which Pertains To Flood Damage Prevention**

Motion to approve Ordinance 22-23C on First Reading:

Motion: Lattanzi Ayes: Lattanzi, Mancini

Second: Mancini Nays:

3. First Reading Ordinance 22-24C: **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED, "CODE OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, (1997)" IN CHAPTER 64, WHICH PERTAINS TO CONSTRUCTION AND PROPERTY MAINTENANCE, AND CHAPTER 82, WHICH PERTAINS TO FEES, LICENSES, BONDS, AND PERMITS**

Motion to approve Ordinance 22-24C on First Reading:

Motion: Lattanzi Ayes: Lattanzi, Mancini

Second: Mancini Nays:

**ADOPTIONS & APPROVALS**

4. Resolution 22-1107.01: Approve Various Personnel Matters

**RESOLUTION 22-1107.01**

Accept the General Resignation of Ryan Brady effective October 25<sup>th</sup>, 2022.

Accept the General Resignation of Jacquelyn Cartagena effective October 14<sup>th</sup>, 2022.

**Assessor**

Adjust the following employee's rate to \$30.00 per hour to be paid from Assessor Salary & Wage effective retroactive to October 15, 2022.

Julius Coppolla

Adjust the following employee's annual base salary to \$40,698.00.00 to be paid from Water/Sewer Salary & Wage effective retroactive to October 15, 2022.

Adinda Balcomb

Adjust the following employee's annual base salary to \$53,550.00 to be paid from Water/Sewer Salary & Wage effective retroactive to October 15, 2022.

Kelly Vito

**Human Resources**

Change the following employee's Civil Service Title to Director of Personnel and annual base salary to \$85,780.00 to be paid from Human Resource Salary & Wage effective retroactive to October 15, 2022.

Gabrielle McGowan

**Land Use**

Change the following employee's annual base salary to \$55,000.00 to be paid from Land Use Salary & Wage effective retroactive to October 15, 2022.

Jackie Fife

**Municipal Clerk's Office**

Adjust the following employee's annual base salary to \$44,961.00 to be paid from Municipal Clerk Salary & Wage effective retroactive to October 15, 2022.

David Brady

Adjust the following employee's annual base salary to \$40,698.00 to be paid from Municipal Clerk Salary & Wage effective retroactive to October 15, 2022.

Kristen Bellitto

**Police**

Hire the following employee as a Permanent Full-Time Public Safety Telecommunicator Trainee at the annual base salary of \$41,197.75 to be paid from Police Salary & Wage effective retroactive to October 17, 2022.

Mary Toro

Hire the following employee as a Permanent Full-Time Public Safety Telecommunicator at the annual base salary of \$46,814.92 to be paid from Police Salary & Wage effective retroactive to October 24, 2022.

Melissa Switzer

**Public Works**

Hire the following employee as a Permanent Full-Time Clerk 1 with the annual base salary to \$38,000.00 to be paid from Public Works Salary & Wage effective retroactive to September 24, 2022.

Samantha Tindall

**Recreation**

Adjust the following employee's annual base salary to \$40,698.00 to be paid from Recreation Salary & Wage effective retroactive to October 15, 2022.

Regina Lotito

**Water/Sewer**

Hire the following employee as a Full-Time Laborer 1 at the annual base salary of \$38,000.00 to be paid from Water/Sewer Salary & Wage effective retroactive to October 31, 2022.

Joseph Siman

Adjust the following employee's annual base salary to \$46,500.00 upon completion of W1 Water Distribution Certification to be paid from Water/Sewer Salary & Wage effective retroactive to October 15, 2022.

Jacob Stoeckel

Adjust the following employee's annual base salary to \$40,698.00.00 to be paid from Water/Sewer Salary & Wage effective retroactive to October 15, 2022.

Stacy Catalano

### **Construction**

Hire the following employee as a Clerk 1 with an annual base salary of \$45,000.00 to be paid from Construction Salary & Wage effective November 14, 2022:

Stephanie Riddle

Hire the following employee as a Clerk 1 with an annual base salary of \$38,000.00 to be paid from Construction Salary & Wage effective November 14, 2022.

Nicole Elisio

Change the following employees annual base salary to \$44,535.00 to be paid from Construction Salary & Wage effective October 31, 2022.

Susan Elassar

5. Resolution 22-1107.02: Authorize Sale of Surplus Property No Longer Needed for Public Use on "GovDeals", an Online Auction Website

### **RESOLUTION 22-1107.02**

#### **AUTHORIZING THE SALE OF SURPLUS PROPERTY NO LONGER NEEDED FOR PUBLIC USE ON "GOVDEALS" AN ONLINE AUCTION WEBSITE**

**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 are 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 the Division of Local Government Services' Local Finance Notice 2008-9; and

**WHEREAS**, pursuant to Resolution 21-1206.03 the Township of Long Beach has entered an agreement with GovDeals, Inc., for online auctioneering services; and

**WHEREAS**, the sale will be online, and the address of the auction site is www.govdeals.com for the following items:

2010 John Deere 6430

**Vin:** L06430H641279

1999 GMC 3500 4x4 4 door 6.5L

**Vin:** 1GTHK33F9XF033696

2009 F350 SRW 4x4 6.8L

**Vin:** 1FTWF31Y19EA52848

2007 F350 4x4 SRW 6.8L

**Vin:** 1FTWF31Y97EA35678

**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 the above property no longer of use to the Township in November 2022.

Motion to approve Items 4-5:

Motion: Lattanzi Ayes: Lattanzi, Mancini

Second: Mancini Nays:

### **PURCHASES, CONTRACTS & AWARDS**

6. Resolution 22-1107.03: Approve Various Actions Regarding Change Orders Rescind resolution 22-0907.5(a) for Final Reverse-Change Order #1 in the Amount of \$11,539.25 and Authorize Final Reverse-Change Order #2 in the amount of \$8,954.25

#### **RESOLUTION 22-1107.03**

#### **RESOLUTION AUTHORIZING A CANCEL OF REVERSE CHANGE ORDER RESOLUTION # 22-090706(a) FOR 2020 ROAD RECONSTRUCTION/ IMPORVEMENT PROJECT - JEANETTE (78<sup>th</sup> STREET) IN THE TOWNSHIP OF LONG BEACH AND AUTHORIZING CHANGE ORDER 2-FINAL**

**WHEREAS**, Earle Asphalt, was awarded a contract for the 2020 Road Reconstruction/ Improvement Project- Jeanette Ave (78<sup>th</sup> Street) in the Township of Long Beach pursuant to Resolution 21-1101.07 in the amount of (\$461,413.13). as per the bid received October 27, 2021; and

**WHEREAS**, Resolution 22-0907.05(a) authorized Final Reverse Change Order #1 in the amount of Eleven Thousand Five Hundred Thirty-Nine Dollars and Twenty-Five Cents (\$11,539.25); and

**WHEREAS**, item# 9 for Police Traffic Control was deleted as a result of Final Change Order# 1; and

**WHEREAS**, an invoice was submitted to Earle Asphalt Co. Inc. in the amount of Two Thousand Five-Hundred Eighty-Five dollars (\$2,585) for traffic control; and

**WHEREAS**, in order to pay said invoice item# 9 needs to be reintroduced and will change the final contract amount; and

**WHEREAS** these changes have resulted in Reverse Change Order #2 - Final of the original contract and has been approved and certified by the Municipal Engineer. Said detailed Certification contains all the facts associated with this Reverse Change Order in accordance with state statutes and is attached hereto.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Commissioners of the Township of Long Beach does hereby rescind Resolution 22-0907.05(a) thus cancelling Reverse Change Order# 1 in the amount of Eleven Thousand Five Hundred Thirty-Nine Dollars and Twenty-Five Cents (\$11,539.25).

**BE IT FURTHER RESOLVED** that the Board of Commissioners of the Township of Long Beach does hereby approve Reverse Change Order #2 in the amount of Eight Thousand Nine Hundred Fifty-Four Dollars and Twenty-Five Cents (\$8,954.25) for the 2020 Road Reconstruction/ Improvement Project- Jeanette Ave (78<sup>th</sup> Street).

7. Resolution 22-1107.04: Award a Contract Per Bid: Shore Connection, \$644,924.00 for the 2021 Road Reconstruction and Improvement Project

**RESOLUTION 22-1107.04**

**A RESOLUTION AWARDING A CONTRACT FOR THE 2021 ROAD RECONSTRUCTION/ IMPORVEMENT PROJECT -W. HOBART AND TOWNSHIP UTILITY REPLACEMENT PROJECT IN THE TOWNSHIP OF LONG BEACH, PER BID**

**WHEREAS**, pursuant to N.J.S.A. 40A:11-1 et seq., the Township of Long Beach has solicited bids for the 2021 Road Reconstruction/ Improvement Project-W. Hobart and Township Utility Project in the Township of Long Beach; and

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

**WHEREAS**, Shore Connection located at 304 Forge Road, Unit 10, West Creek, NJ 08092 gave the lowest qualified bid as per the Municipal Engineer and the Municipal Attorney's review and certification; and

**WHEREAS**, the Chief Financial Officer has certified the availability of funds for this contract in the following appropriations: created by Ordinance 22-16 REPLACE OF VARIOUS WATER MAINS, Account# U-08-55-995-901 in the amount of \$325,077.00 and created by Ordinance 22-17 RECON/RESURF ROADWAY HOBART Account# C-04-56-176-901 in the amount of \$319,847.00 for a total of \$644,924.00.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach this 7th day of November 2022, for the reasons aforesaid, that a contract be and is hereby awarded to:

Shore Connection  
304 Forge Road, Unit 10  
West Creek, NJ 08092

for the 2021 Road Reconstruction/ Improvement Project-W. Hobart and Township Utility Project in the amount of Six Hundred Forty-Four Thousand Nine Hundred Twenty-four Dollars (\$644,924.00) as per the bid received on October 27, 2022.

8. Resolution 22-1107.05(a-c): Authorize Renewal of Various Shared Service Agreements with Ocean County:
- a. Drug Recognition Expert Callout Program
  - b. DWI Enforcement Program
  - c. "Move Over" Law Enforcement Program

**RESOLUTION 22-1107.05(a)**

**A RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT WITH OCEAN COUNTY POLICE SERVICES, DRUG RECOGNITION EXPERT CALLOUT PROGRAM**

**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 services; and

**WHEREAS**, the Township of Long Beach wishes to enter into an agreement with the County for the purpose of setting forth the terms and conditions regarding the assignment of police officers employed by the Township to the Drug Recognition Expert Callout Program; and

**WHEREAS**, the Drug Recognition Expert Callout Program is a traffic safety program run by the Ocean County Prosecutors Office utilizing a Drug Recognition Expert to assist with identifying/removing Intoxicated drivers from the roadway; and

**WHEREAS**, funds for these services are received from the State of New Jersey and 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 of the Ocean County Drug Recognition Expert Callout Program Shared Services Agreement effective October 1, 2022 through September 30, 2023 with compensation to the Township set at the rate of Seventy

Dollars (\$70.00) per hour, per officer.

**BE IT FURTHER RESOLVED**, certified copies of this Resolution shall be forwarded to the Ocean County Office of the Prosecutor and Department of Finance.

**RESOLUTION 22-1107.05(b)**

**A RESOLUTION AUTHORIZING THE RENEWAL OF A SHARED SERVICES AGREEMENT WITH OCEAN COUNTY FOR THE DRIVING WHILE INTOXICATED ENFORCEMENT PROGRAM**

**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 services; and

**WHEREAS**, there is a continued need for Police Officers to be assigned to various DWI checkpoints; and

**WHEREAS**, the Township of Long Beach desires to continue to participate in the Ocean County Driving While Intoxicated Enforcement Program; and

**WHEREAS**, funds for these services are received from the State of New Jersey and 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 Ocean County Driving While Intoxicated Enforcement Program Shared Services Agreement effective October 1, 2022 through September 30, 2023 with compensation to the Township set at the rate of Seventy Dollars (\$70.00) per hour, per officer.

**BE IT FURTHER RESOLVED**, certified copies of this Resolution shall be forwarded to the Ocean County Office of the Prosecutor and Department of Finance.

**RESOLUTION 22-1107.05(c)**

**A RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT WITH OCEAN COUNTY POLICE SERVICES, "MOVE OVER" LAW ENFORCEMENT PROGRAM**

**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 services; and

**WHEREAS**, the Township of Long Beach wishes to enter into an agreement with the County for the purpose of setting forth the terms and conditions regarding the assignment of police officers employed by the Township to the Move Over Law Enforcement Program (M.O.L.E.P.); and

**WHEREAS**, the Move Over Law Enforcement Program is a traffic safety program run by the Ocean County Prosecutors Office utilizing a Law Enforcement Expert to assist with identifying, educating, and removing reckless drivers from the roadways; and

**WHEREAS**, funds for these services are received from the State of New Jersey and 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 Ocean County Move Over Law Enforcement Program Shared Services Agreement effective October 1, 2022 through September 30, 2023 with compensation to the Township set at the rate of Seventy Dollars (\$70.00) per hour per officer.

**BE IT FURTHER RESOLVED**, certified copies of this Resolution shall be forwarded to the Ocean County Office of the Prosecutor and Department of Finance.

9. Resolution 22-1107.06: Award Contract via ESCNJ Co-op: Purchase of 2023 Chevy Silverado for \$64,618.25 & Purchase and Installation of a Plow for \$6,071.05

**RESOLUTION 22-1107.06**

**WHEREAS**, the Township of Long Beach wishes to purchase from an authorized vendor under the Educational Services Commission of New Jersey ESCNJ; and

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

**WHEREAS**, Mall Chevrolet, has been awarded Educational Services Commission of New Jersey Contract ESCNJ 20/21-09 for the period September 15, 2020, through September 14, 2022, with an extension till November 14, 2023, for the purchase of 2023 Chevy Silverado; and

**WHEREAS**, TRIUS Inc, has been awarded Educational Services Commission of New Jersey Contract ESCNJ 18/19-25 for the period February 22, 2019, through February 21, 2021, with an extension till February 21, 2023, for the furnish and installation of a plow for the 2023 Chevy Silverado; and

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

**WHEREAS**, the actual cost for the purchase of (1) 2023 Chevy Silverado 3500HD is Sixty-Four Thousand Six Hundred Eighteen Dollar and Twenty-Five Cents (\$64,618.25) from

Mall Chevrolet and the actual cost for the purchase and installation of (1) Plow is Six Thousand Seventy-One Dollars and Five Cents (\$6,071.05) from TRIUS, Inc.; and

**WHEREAS**, the Finance Officer has certified the availability of funds for this contract in the appropriation created by: PURCHASE OF (1) 2023 RACK BODY TRUCK W/ PLOW Account # C-04-55-300-068 in the amount of Sixty Thousand (\$60,000) and PURCHASE OF VARIOUS EQUIPMENT-PW Account# C-04-55-300-042 for Ten Thousand Six Hundred Eight-Nine Dollars and Thirty Cents (10,689.30).

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Township of Long Beach that Mall Chevrolet, 75 Haddonfield Road, Cherry Hill, NJ 08002 be awarded a contract for the purchase of (1) 2023 Chevrolet Silverado 3500HD in the amount of Sixty-Four Thousand Six Hundred Eighteen Dollar and Twenty-Five Cents (\$64,618.25) and Trius Inc, 5049 Industrial Rd, Farmingdale NJ 07727 be awarded a contract for the Furnish and Installation of (1) Plow in the amount of Six Thousand Seventy-One Dollars and Five Cents (\$6,071.05) for the Public Works Department.

Motion to approve Items 6-9:

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

**FINANCIAL APPROVALS**

10. Resolution 22-1107.07: Approve Various Appropriation Transfers

**RESOLUTION 22-1107.07**

**WHEREAS**, the New Jersey statutes provide for the making of appropriation transfers between the period of November 1, 2022 and December 31, 2022; and

**WHEREAS**, the Board of Commissioners of the Township of Long Beach, County of Ocean, desires to make the following 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:

<b>CURRENT FUND</b>			
<b>FROM:</b>	<b>DEPT</b>	<b>ACCOUNT #</b>	<b>AMOUNT</b>
Park & Playground	S&W	2-01-26-302-010	\$25,000.00
<b>TOTAL</b>			<b>\$25,000.00</b>
<b>TO:</b>	<b>DEPT:</b>	<b>ACCT#</b>	<b>AMOUNT</b>
Bldgs. & Grounds	S&W	2-01-26-310-010	\$25,000.00
<b>TOTAL</b>			<b>\$25,000.00</b>

11. Resolution 22-1107.08: Approve Revisions to the Cash Management Plan for 2022 and Adopt the 2023 Cash Management Plan

**RESOLUTION 22-1107.08**

**A RESOLUTION OF THE TOWNSHIP OF LONG BEACH, COUNTY OF OCEAN, STATE OF NEW JERSEY, REVISING THE CASH MANAGEMENT PLAN FOR 2022 AND ADOPTING THE 2023 CASH MANAGEMENT PLAN**

**WHEREAS**, N.J.S.A 40A:5-14 requires municipalities to adopt a cash management plan and to deposit, invest, or both deposit and invest its funds pursuant to the plan; and

**WHEREAS**, the purpose of the cash management plan is to assure the investment of local funds in interest bearing accounts and other permitted investments; and

**WHEREAS**, the cash management plan shall set policies for selecting and evaluating investment instruments accordingly; and

**WHEREAS**, the cash management plan shall include the designation of public depositories as defined in N.J.S.A. 17:9-41, may permit deposits in such public depositories as permitted in section N.J.S.A. 17:9-44, the designation of any fund that meets the requirements established pursuant to N.J.S.A. 40A:5-15.1, the authorization for investments permitted pursuant to N.J.S.A. 40A:5-15.1 and/or any combination of the designations or authorizations permitted; and

**WHEREAS**, a cash management plan shall be modified from time to time in order to reflect changes in Federal or State law or regulations, or in the designation of depositories, funds, or investment instruments or the authorization for investments; and

**WHEREAS**, the Township of Long Beach ("Township") has elected to revise its present cash management plan and the updated plan shall be effective for the remainder of 2022 and 2023 and until amended or replaced; and

**WHEREAS**, the Chief Financial Officer has submitted for the governing body's approval a proposed cash management plan with the approval of the Mayor, Director of Finance, and Business Administrator.

**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, (i) the cash management plan proposed by the CFO with the approval of the Mayor and Business Administrator is adopted as the cash management plan of the Township and (ii) all officers of the Township with custody of public funds are directed pursuant to N.J.S.A 40A:5-14 to deposit and/or invest those funds in accordance with the adopted cash management plan.

12. Resolution 22-1107.09(a-d): Approve Various Actions Related to Performance Bonds:
- a. Release; Meyer Shore, LLC.; Block 15.126 Lot 1; LUB# 24-20
  - b. Release; Renewal Partners, LLC; Block 1.07 Lot 2; LUB# 02-22
  - c. Accept; Mancini Custom, LLC; Block 1.07 Lots 2.01, 2.02; LUB# 02-22
  - d. Accept; URRIS, LLC; Block 4.01 Lot 6; LUB# 14-22

**RESOLUTION 22-1107.09(a)**

**RELEASE OF PERFORMANCE BOND**

**WHEREAS**, on March 1, 2021 the Township of Long Beach accepted from Meyer Shore, LLC Check No. 2336 drawn on Columbia Bank dated February 17, 2021 in the amount of Ten Thousand Nine Hundred Eighty Dollars (\$10,980.00) as the required Performance Bond and a paper Performance Surety Bond No. 7901023473 from Nationwide Mutual Insurance Company was also accepted in the amount of Twenty Nine Thousand Eight Two Hundred Eighty Dollars (\$29,280.00) for Minor Subdivision #LUB-24-20, Block 15.126, Lot 1; and

**WHEREAS**, upon inspection by the Municipal Engineer on February 2, 2022, it was determined certain work items had been satisfactorily completed and recommended the paper portion of the Performance Surety Bond in amount of \$29,280.00 be released; and

**WHEREAS**, upon inspection by the Municipal Engineer on October 25, 2022, it was determined all work items had been satisfactorily completed and recommended the Performance Bond be released.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners of the Township of Long Beach hereby approves the release of the Performance Bond in the amount of Ten Thousand Nine Hundred Eighty dollars (\$10,980.00) plus any interest accrued, as per its Municipal Land Use Ordinance and as per the recommendation and certification of the Municipal Engineer.

**RESOLUTION 22-1107.09(b)**

**RELEASE OF PERFORMANCE BOND**

**WHEREAS**, pursuant to Resolution 22-0606.10, the Township of Long Beach accepted from Renewal Partners, LLC, Check No. 116 drawn on Unity Bank dated May 11, 2022, in the amount of Six Thousand Four Hundred Fifty dollars (\$6,450.00) and a New Jersey Performance Surety Bond #ME100672 in the amount of Twenty-One Thousand Five Hundred dollars (\$21,500.00) as the required Performance Bond for Minor Subdivision #LUB-02-22, Block 1.07, Lot 2.; and

**WHEREAS**, as of, September 29, 2022 the above-mentioned property was sold by Renewal Partners, LLC to Mancini Custom Homes, LLC; and

**WHEREAS**, Renewal Partners has requested the return of both their posted cash bond and surety bond.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners of the Township of Long Beach hereby approves the release of the Cash Performance Bond in the amount of Six Thousand Four Hundred Fifty dollars (\$6450.00) plus any interest accrued, as well as the Surety Bond in the amount of Twenty-One thousand Five Hundred Dollars (\$21,500.00).

**RESOLUTION 22-1107.09(c)**

**ACCEPT A PERFORMANCE BOND**

**WHEREAS**, pursuant to Resolution 22-1107.09(b), Renewal Partners, LLC sold the properties associated with LUB #02-22 to Mancini Custom Homes Limited Liability Company and a release of their performance bond for the Minor Subdivision was requested to be released by the original applicant; and

**WHEREAS**, the Township of Long Beach accepted from Mancini Custom Homes Limited Liability Company an Official Check No. 86037141-3 drawn on TD Bank dated October 21, 2022, in the amount of Twenty-Three Thousand Six Hundred Fifty Dollars (\$23,650.00) as the required Performance Bond for Minor Subdivision #LUB-02-22, Block 1.07, Lots 2.01 and 2.02.

**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.

**RESOLUTION 22-1107.09(d)**

**ACCEPT A PERFORMANCE BOND**

**WHEREAS**, the Township of Long Beach accepted from Urris Limited Liability Company Treasurer's Check No. 9023160 drawn on First Bank dated October 20, 2022, in the amount of Seventeen thousand Two Hundred Fifty-Four Dollars and Sixty cents (\$17,254.60) as the required Performance Bond for Minor Site Plan #LUB-14-22, Block 4.01, Lot 6.

**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.

13. Resolution 22-1107.10: Approve Refunds for Various Tax Accounts for Over Payment

**RESOLUTION 22-1107.10**

**APPROVE REFUND TO VARIOUS TAX ACCOUNTS FOR OVERPAYMENT**

**WHEREAS**, the following Tax Accounts are to be refunded due to overpayment, and **WHEREAS**, it is requested by the Director of Revenue and Finance that these refund be made as follows:

<u>BLOCK</u>	<u>LOT</u>	<u>ADDRESS</u>	<u>PAYEE</u>	<u>AMOUNT</u>
5.23	8	27 East 25 <sup>th</sup> Street & Beach Ave.	Sylvester & Virginia Almiron 296 Brewery Road New City, NY 10956	\$1,600.17
15.81	16	6 E 50 <sup>th</sup> Street	Surety Title Agency 511 Route 72 East, Suite 5 Manahawkin, NJ 08050	\$1530.24

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Township of Long Beach that the Chief Financial Officer be, and is hereby authorized, to make the above-noted refunds.

14. Resolution 22-1107.11: Approve the 2022 Annual Audit

**RESOLUTION 22-1107.11**

**GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT**

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

**WHEREAS**, the Annual Report of Audit for the year 2021 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body; and

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

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

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

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

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

**WHEREAS**, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

**NOW, THEREFORE BE IT RESOLVED**, That the Board of Commissioners of the Township of Long Beach, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

15. Resolution 22-1107.12: Accept Subgrant of the Emergency Management Performance Grant in the amount of \$10,000



**RESOLUTION 22-1107.12**

**RESOLUTION AUTHORIZING LONG BEACH TOWNSHIP TO ACCEPT A SUBGRANT AWARD OF THE FEDERAL FISCAL YEAR 2022 OF EMERGENCY MANAGEMENT PERFORMANCE GRANT AND EMERGENCY MANAGEMENT AGENCY ASSISTANCE**

**WHEREAS**, the Long Beach Township Office of Emergency Management has been awarded State Homeland Security Grant Program Sub-grant AFN #97.042, Subgrant Award #FY22-EMPG-EMAA-1518 from the New Jersey Department of Law and Public Safety, Office of the Attorney General. The subgrant, consisting of \$10,000.00 Federal Award is for the purpose of enhancing the City’s ability to prevent, protect against, respond to and recover from acts of terrorism, natural disasters and other catastrophic events and emergencies; and

**WHEREAS**, Long Beach Township will use these funds to enhance your Emergency Management Program and that the funds will be used for Emergency Management purposes; and

**WHEREAS**, the award period is from July 1, 2022 to June 30, 2023; and

**WHEREAS**, the subgrant award incorporates all conditions and representations contained or made in application and notice of award; and

**WHEREAS**, the Long Beach Township Office Emergency Management, designated by the New Jersey State Police, Office of Emergency Management, has submitted an application for a Subgrant Award that has been required by the said New Jersey State Office of Emergency Management.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of Long Beach Township, in the County of Ocean, State of New Jersey:

1. That the Council accepts the award of the FFY22 Emergency Management Performance Grant Program (EMPG), Emergency Management Agency Assistance Subgrant (EMAA) in the amount of up to \$10,000.00 Federal Funds from the New Jersey State Police, Office of Emergency Management.
2. That the Chief Financial Officer and Director of Emergency Management are authorized to sign the appropriate subgrant award documents.  
That copies of this resolutions shall be forwarded to the New Jersey State Police, Office of Emergency Management, the City Business Administrator, the Chief Financial Officer and the County Division of Emergency Management and Office of Treasury.

16. Resolution 22-1107.13: Approve Bills and Payroll:

**RESOLUTION 22-1107.13**

**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 \$1,089,315.92.

**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 \$16,782,300.92 be and the same are hereby authorized to be paid on Monday, November 7, 2022.
2. The said approved payroll amounting to the sum of \$1,089,315.92 be and the same are hereby authorized to be paid on Monday, November 7, 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.

Bills in the amount of:	\$ 16,782,300.92
Payroll in the amount of:	\$ 1,089,315.92

Motion to approve Items 10-16:

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

**Administrator’s Report:** No Report

**COMMISSIONERS' REPORTS**

**Commissioner Lattanzi:** No Report

**Mayor Mancini:** The next meeting of the Land Use Board will be held on Wednesday, November 9, 2022, at 7:00 pm in the Municipal Court Room.

Second Reading and Public Hearing for Ordinance(s) 22-23C & 22-24C will take place at the public meeting held on Monday, December 5, 2022, at 4:00 pm.

Mayor Mancini also reminds everyone to get out and vote on Tuesday and lets everyone know that Friday is Veteran's Day and at noon at Veteran's Park the ceremony honoring veteran's is to take place.

**PUBLIC ANNOUNCEMENT:**

**The Long Beach Township 2022 Best Practices Checklist**

Governor Murphy issued the 2022 Best Practices Checklist to all New Jersey municipalities. It is a questionnaire that sets standards for local governments to assess municipal financial operations. The 2022 checklist included 56 questions pertaining to General and Financial Management, the Annual Budget, Health Insurance, Personnel, and Public Safety. Responses are due by November 10th.

Municipal governments must respond to each question and need to meet an established percentage of the checklist items in order to receive their final State Aid payment. The Board of Commissioners has reviewed the 2022 Best Practices Checklist submitted by the Chief Financial Officer. Based upon Long Beach Township's completed questionnaire, the Township shall receive its total final State Aid payment.

**OPEN PUBLIC SESSION**

Rand Pearsall, Holgate- Had questions regarding the first reading ordinances as well as Resolution 22-1107.04, and asked about plans for the Water Treatment Plant

Peter Trainor, North Beach Haven- Had concerns regarding climate change and DEP notifications

John Fiore, Brant Beach-Commended the police response time to a call made over the weekend regarding construction noise on a Saturday.

Bill Hutson, Holgate- Thanked the Township for the use of bulldozers on the beach.

**CLOSE PUBLIC SESSION**

Motion for adjournment at: 4:23p.m.

Motion: Lattanzi Ayes: Lattanzi, Mancini

Second: Mancini Nays:

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Danielle La Valle, RMC  
Municipal Clerk

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Joseph H. Mancini, Mayor

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Dr. Joseph P. Lattanzi, Commissioner