

MINUTES
REGULAR SESSION **BOARD OF COMMISSIONERS** **May 1, 2017**
Flag Salute

Meeting came to order: 4:00 p.m.
Clerk called the roll: Mayor Joseph H. Mancini PRESENT
Commissioner Ralph H. Bayard PRESENT
Commissioner Joseph P. Lattanzi PRESENT

Also in attendance: Lynda J. Wells, Municipal Clerk
Kyle Ominski, Administrator

Municipal Clerk announced: Notice of the time and place of this meeting has been posted in the office of the Municipal Clerk, published by the BEACH HAVEN TIMES and ASBURY PARK PRESS on December 22, 2016; and filed with the Municipal Clerk.

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

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

AGENDA

PROCLAMATIONS

Older Americans' Month: In recognition of the many contributions made by Older Americans to the culture, economy and character of our community.

PROCLAMATION

Whereas, Long Beach Island includes older Americans who richly contribute to our community; and

Whereas, we acknowledge that what it means "to age" has changed—for the better; and

Whereas, the Board of Commissioners for the township of Long Beach and the Long Beach Island Health Department is committed to supporting older adults as they take charge of their health, explore new opportunities and activities, and focus on independence; and

Whereas, the Long Beach Island community can provide opportunities to enrich the lives of individuals of all ages by: involving older adults in the redefinition of aging in our community; promoting home- and community-based services that support independent living; encouraging older adults to speak up for themselves and others; and providing opportunities for older adults to share their experiences.

Now, Therefore, the Board of Commissioners for the Township of Long Beach and the Long Beach Island Health Department do hereby proclaim May 2017 to be Older Americans Month. We urge every resident to take time during this month to acknowledge older adults and the people who serve them as influential and vital parts of our community.

PROCLAMATION

PAINT THE TOWN PINK MONTH – MAY 2017

WHEREAS, the Board of Commissioners for the Township of Long Beach desires to recognize the month of May 2017 as "Paint the Town Pink Month"; and

WHEREAS, since its inception in 2007, in a community-wide effort presented by Meridian Health, "Paint the Town Pink" has expanded to a month-long event from May 1st through May 31st, 2017; and

WHEREAS, the Board of Commissioners for the Township of Long Beach desires to again join the Ocean County Board of Social Services, Meridian Health and local municipalities in Ocean and Monmouth Counties in raising awareness of the importance of annual mammography; and

WHEREAS, early detection is the best defense against breast cancer and Long Beach Township would like to spread awareness through the distribution of brochures, wearing pink, decorations and other activities without cost to the Township.

NOW THEREFORE BE IT PROCLAIMED, that the Board of Commissioners of the Township of Long Beach do hereby proclaim the month of May 2017 as "Paint the Town Pink Month" and honors and endorses all programs in Ocean County which encourage raising awareness of the importance of annual mammography.

BE IT FURTHER PROCLAIMED that certified copies of this resolution be forwarded to the Ocean County Board of Social Services and all Long Beach Island municipalities.

PROCLAMATION

Bryan Janiszewski
Eagle Scout

WHEREAS, the Township of Long Beach wishes to recognize Bryan Janiszewski, who has earned the rank of Eagle Scout for Manahawkin Troop 65 of the Jersey Shore Council of the Boy Scouts of America; and

WHEREAS, Bryan has been an active member of the Boy Scouts of America since 2006, beginning with the rank of "Tiger Cub" in LBI Pack 18; furthering his scouting experience with Manahawkin Troop 65 in 2010 where he remains an active member of the Scout Program; and

WHEREAS, during his Scouting career, Bryan has earned 24 Merit Badges; camped in 4 states, as well as on the Battleship New Jersey and the USS Ling; volunteered 160 hours of community service; collected and delivered food carts on behalf of the St. Francis Community Food Bank; and has served as Assistant Patrol Leader, Senior Patrol Leader and currently as the Troop Guide; and

WHEREAS, Bryan has worked more than 200 hours over 14 months to complete his Eagle Scout Project: the construction and installation of Monofilament Fishing Line Recycling Receptacles at various beach locations on Long Beach Island. Bryan's receptacles will supply anglers with the opportunity to remove their lines from Island waters and discard them in a safe and environmentally responsible manner; preserving our unique ecosystem, and protecting our wildlife from injury or death caused by entanglement in monofilament lines; and

WHEREAS, Bryan, a Southern Regional High School Junior, has been an involved member of our community throughout his life; an active member of the Beach Haven Marlin and Tuna Club, he has served as Junior Treasurer and Junior Commodore of the Spray Beach Yacht Club, worked as a fishing mate on the Miss Beach Haven and at the Oyster House/Terrace Tavern as a busser. Bryan has participated in local recreational sports, as well as the Toms River Blackhawks Ice Hockey Team, and the Southern Regional Sailing and Ice Hockey teams.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach does hereby commend the many accomplishments of Bryan Janiszewski, a young man who has distinguished himself as a leader and demonstrates the true spirit of community involvement and service; and

BE IT FURTHER RESOLVED all citizens of Long Beach Township congratulate its son, Bryan Janiszewski, for his prestigious achievement of the rank of Eagle Scout, his devoted and active membership in Troop 65 of the Jersey Shore Council of Boy Scouts, and celebrate his certain success in all his future shall offer.

ORDINANCES & PUBLIC HEARINGS

Second Reading Ordinance 17-16: **AN ORDINANCE GRANTING ATLANTIC CITY ELECTRIC AN EASEMENT OVER A PORTION OF BLOCK 7.15, LOT 12 AS SHOWN ON THE TAX MAP OF THE TOWNSHIP OF LONG BEACH**

Ordinance No. 17-16

AN ORDINANCE GRANTING ATLANTIC CITY COMPANY ELECTRIC AN EASEMENT OVER A PORTION OF BLOCK 7.15, LOT 12 AS SHOWN ON THE TAX MAP OF THE TOWNSHIP OF LONG BEACH

WHEREAS, the Township of Long Beach ("Township") previously authorized the construction ("Project") of a new Beach Haven Terrace Water Plant ("Plant"), which had been significantly damaged by Superstorm Sandy; and

WHEREAS, Atlantic City Electric Company ("ACE") maintained and maintains certain facilities and equipment at the Plant; and

WHEREAS, related to the Project, ACE has been approved by Township to install a forty-five foot (45') utility pole at the Plant; and

WHEREAS, ACE requested and requires a certain easement relating to the utility pole in order to install, operate, and maintain the utility pole and ACE's existing and approved facilities and equipment; and

WHEREAS, the pole and existing and approved facilities and equipment are within the Plant, which is located upon Block 7.15, Lot 12, of the Township Tax Map, which is more specifically set forth in the Utility Easement Agreement and Drawing No. 5634881 attached hereto as Exhibit A, and which is incorporated by reference herein; and

WHEREAS, the granting of the easement to ACE is consistent with the Project, required, and will serve the public health, welfare, and safety.

STATEMENT OF PURPOSE

The purpose of this Ordinance is for the Township of Long Beach to grant a utility easement to Atlantic City Electric Company over a certain portion of Block 7.15, Lot 12, which is the location of the Beach Haven Terrace Water Plant, which easement shall allow for the erection of a previously approved utility pole which relates to the reconstruction of the Water Plant as a result of significant damage cause by Superstorm Sandy, as well as the future maintenance and operation of facilities and equipment by Atlantic City Electric Company at that location.

Now, Therefore, Be It Ordained, by the Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, in accordance with the aforesaid Recitals, which are expressly adopted and incorporated herein by reference as if set forth fully herein, does hereby authorize the grant of the Easement as follows.

§1. Grant of Easement and Consideration. Township hereby grants the easement to ACE set forth in Exhibit A in consideration of one-dollar (\$1.00) and for the benefit of the public health, welfare, and safety.

§2. Authorization of Execution. The Mayor and Clerk are hereby authorized to sign the easement in the form attached as Exhibit A.

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

§4. Severability. 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.

EXHIBIT "A"

Block 7.15 Lot: 12

Township or City of: Long Beach Township

Prepared By: Atlantic City Electric Company
Return to: Right of Way Department
5100 Harding Highway
Mays Landing, NJ 08330

UTILITY EASEMENT AGREEMENT

THIS EASEMENT AGREEMENT, made this _____ day of _____, 20

_____ between Township of Long Beach, 6805 Long Beach Blvd., Long Beach Township, NJ 08008, "Grantor" and ATLANTIC CITY ELECTRIC COMPANY, a New Jersey Corporation, with an office located at 5100 Harding Highway, Mays Landing, New Jersey 08330, hereinafter referred to as "ACE"

WITNESSETH:

WHEREAS, Grantor is the owner of land located in the State of New Jersey, the County of Ocean, which land abuts W. Pennsylvania Ave., Long Beach Township, which is recorded in Doc.# 4583-674.

For and in consideration of the payment by ACE of the sum of one dollar (\$1.00) and other valuable consideration, the receipt of which is hereby acknowledged, Grantor grants to ACE a perpetual easement and right of way and agrees as follows:

ACE shall have the right to install, operate, maintain, add to, extend, relocate and remove its ELECTRIC and COMMUNICATIONS, and other appropriate facilities, and accessories and appurtenances thereto to extend ACE's systems and to provide services to ACE's service areas; including any other cables, conduits, fibre optic cables and wires on, over, under and across Grantor's land which may become necessary to provide such services.

The facilities installed pursuant to this agreement shall remain the property of ACE and all maintenance, repairs and removals of said facilities shall be the responsibility of ACE.

ACE shall have the right to trim, remove, and/or otherwise maintain all trees and underbrush located 15 feet on each side of the centerline of ACE's facilities.

ACE shall have the rights of ingress, egress and regress to and over Grantor's land as necessary for the enjoyment of the rights granted herein.

Grantor agrees not to place any improvements, including trees or other foliage, within 10 feet of the opening side of any enclosed equipment installed under the terms of this Agreement and shall not construct any structures or improvements over or under the utility facilities permitted by this Agreement.

Grantor shall have the right to use the land covered by this Agreement for any lawful purpose not inconsistent with or in contravention of the rights of ACE Grantor covenants that it is seized of and has the right to convey the foregoing easement, rights and privileges; agrees that ACE shall have quiet and peaceable possession, use and enjoyment of the aforesaid easement, rights and privileges.

Grantor agrees that this Utility Easement Agreement shall be binding upon and inure to the benefit of Grantor and ACE and their respective heirs, personal representatives, administrators, successors and assigns.

Grantor hereby certifies that the actual monetary consideration paid for this Agreement is \$1.00. ACE's utility facilities installed hereunder may, without further consideration, be relocated to conform to new or reestablished highway limits.

This easement is restricted to the existing facilities plus the installation of one (1) pole as shown on Drawing No. 5634881.

As agent on behalf of ACE, I certify that this document was prepared by ACE.

Michael J. Bennett
Sr. Field Engineering Technician

Passed on first reading at a regular meeting held on April 3, 2017 and advertised in the BEACH HAVEN TIMES issue of April 6, 2017.

OPEN PUBLIC HEARING

No Comment

CLOSE PUBLIC HEARING

Motion to adopt Ordinance 17-16 on Second Reading:

Motion: Lattanzi

Ayes: Lattanzi, Bayard, Mancini

Second: Bayard

Nays:

Second Reading Ordinance 17-18C: **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 94 PERTAINS TO THE AMENDMENT OF DEFINITIONS**

ORDINANCE 17-18C

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 94 PERTAINS TO THE AMENDMENT OF DEFINITIONS

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

STATEMENT OF PURPOSE

The purpose of this Ordinance is to amend and revise Chapter 94 in order to add definitions for Base Flood Elevation, Design Flood Elevation, and Freeboard, as they pertain to Chapter 94.

Auction. The public is invited to view items commencing at 10:30 a.m.; auction shall begin at 11:00a.m.

BE IT FURTHER RESOLVED that the items to be sold are being offered "as is" and under a "cash and carry", "all sales final" condition, with the Township of Long Beach assuming no responsibility as to any expressed or implied guarantee and/or performance; and

BE IT FURTHER RESOLVED all items purchased must be removed from the Township at the conclusion of the Auction.

RESOLUTION 17-0501.01(b)

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

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

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

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

WHEREAS, pursuant to Resolution 16-0404.10 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:

2008 YAMAHA MOTORCYCLE

JYARJ 06E38 A0385 90

NOW, THEREFORE, BE IT RESOLVED by Board of Commissioners of the Township of Long Beach, County of Ocean, State of New Jersey, that the Township of Long Beach approves the online auctioneering for property no longer of use to the Township in May of 2017.

RESOLUTION 17-0501.01(c)

RESOLUTION AUTHORIZING THE RE-ADVERTISEMENT FOR THE RECEIPT OF BIDS FOR BAYVIEW PARK FOOD CONCESSION SERVICES IN THE TOWNSHIP OF LONG BEACH

WHEREAS, the Township of Long Beach advertised for the receipt of bids for Bayview Park Food Concession Services on April 13, 2017; and

WHEREAS, pursuant to the Notice to Bidders, receipt of bids took place on April 25, 2017 at 1:00 p.m.; and

WHEREAS, no bids were received; and

WHEREAS, the Board of Commissioners desires to be re-bid the service.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Township of Long Beach, a Municipal Corporation of the State of New Jersey, at a regular meeting held Monday, May 1, 2017, hereby authorizes the re-advertisement of bids for Bayview Park Food Concession Services that shall be received on May 17th at 11:00am in the Municipal Court Room.

Resolution 17-0501.02: Support Borough of Ship Bottom request for Ocean County Freeholders to address severe flooding on Long Beach Blvd

RESOLUTION 17-0501.02

**RESOLUTION OF THE TOWNSHIP OF LONG BEACH,
COUNTY OF OCEAN, STATE OF NEW JERSEY, SUPPORTING THE BOROUGH OF SHIP BOTTOM'S
REQUEST FOR IMMEDIATE ACTION FROM
THE OCEAN COUNTY FREEHOLDERS TO ADDRESS SEVERE FLOODING**

WHEREAS, flooding within the Municipalities of Beach Haven, Long Beach Township and Ship Bottom has become more frequent since Super Storm Sandy; and

WHEREAS, Long Beach Blvd. is the major evacuation route for residents and visitors to Long Beach Island; and

WHEREAS, as a result of heavy rain events and storm events, the area of Long Beach Blvd in Ship Bottom from 23rd Street to 30th Street, as well as the area of West 28th Street, experiences severe flooding which makes Long Beach Blvd impassible; and

WHEREAS, one of the contributing factors to flooding on 28th Street at the intersection of Central Avenue is the natural shoreline at the end of Central Avenue which allows water to permeate through the earth berm; and

WHEREAS, there are no parallel roads to permit residents to bypass this area of Long Beach Blvd. at 28th Street and Central Avenue, which creates a traffic bottleneck in the evacuation route; and

WHEREAS, the elevation of Long Beach Blvd. between 23rd Street and 30th Street is lower than other areas of Long Beach Blvd. which contributes heavily to the flooding in this area.

NOW, THEREFORE BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach hereby supports the Borough of Ship Bottom's request for immediate action from the County Freeholders and the Ocean County Engineering Department to develop a plan to provide the following improvements in the areas indicated above:

1. Construction of a bulkhead/retaining wall to seal off the end of Central Avenue at 28th Street, thus eliminating the earth berm.
2. Installation of a stormwater pump station at the end of Central Avenue at 28th Street to provide relief from flooding of the 28th Street and the Long Beach Blvd. area noted above.
3. Elevation of the crown of Long Beach Blvd. in the area between 23rd Street and 30th Street.

Resolution 17-0501.03: Approve various water/sewer changes

RESOLUTION 17-0501.03

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

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

<u>BLOCKLOT/QUAL</u>	<u>ACCT #/ACCTYEAR</u>	<u>CANCEL/CHANGE</u>	<u>AMOUNT</u>
11.14 17	3544-0 Water 2017	Removed irrigation	\$304.00
12.12 13	4034-0 Water 2017	Removed irrigation	\$304.00
12.12 13	4034-0 Water 2016	Removed irrigation	\$177.00
18.28 10	6346-0 Sewer 2017	Convert to Single	\$531.00

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

Resolution 17-0501.04: Approve various personnel matters

RESOLUTION 17-0501.04

Beach Badge

Hire the following employee as a Seasonal Part-Time Beach Badge Seller/Checker at the rate of \$9.70 per hour to be paid from Beach Badge Salary & Wage effective May 1, 2017.

Kathleen Cugliotta

Beach Patrol

Hire the following employees as Seasonal Part-Time Laborer at the rate of \$100.00 per day to be paid from Lifeguard Salary & Wage effective May 1, 2017.

James Arcidiacon	Christina Behr	David Behr
Jacqueline Behr	Kevin Behr	Terrence Dorman
Matthew IhnkenRamo Kline	Robert Lynch	Juliana Perello
Gregory Stagliano		

Hire the following employee as a Seasonal Part-Time Laborer at the rate of \$15.00 per hour to be paid from Lifeguard Salary & Wage effective May 1, 2017.

Timothy Alcide

Finance

Change the following employee's annual salary to \$45,066.00 to be paid from Finance Salary & Wage effective retroactive to January 1, 2017.

Jennifer Martin

Health

Hire the following employee as a Seasonal Part-Time Senior Registered Environmental Specialist at the rate of \$31.85 per hour to be paid from Health Salary & Wage effective May 1, 2017.

Eugene Mulgrew

Hire the following employee as a Seasonal Part-Time Registered Environmental Health Specialist at the rate of \$26.26 per hour to be paid from Health Salary & Wage effective May 1, 2017.

Edward McNicholas

Hire the following employee as a Seasonal Part-Time Water Sample Collector at the rate of \$10.00 per hour to be paid from Health Salary & Wage effective May 1, 2017.

Adwoa Frimpong

Change the following employee's annual salary to \$45,645.00 to be paid from Health Salary & Wage effective May 1, 2017.

Nora Polasky

Municipal Court

Change the following employee's annual salary to \$56,671.00 to be paid from Municipal Court Salary & Wage effective May 1, 2017.

Kimberely Walker

Police

Hire the following employees as Seasonal Class I Officers at the rate of \$10.50 per hour to be paid from Police Salary & Wage effective May 1, 2017.

James Ayers	Frances Jarin	Matthew Melega
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Hire the following employee as a Seasonal Class II Officer at the rate of \$15.50 per hour to be paid from Police Salary & Wage effective May 1, 2017.

Jessica Burkhard

Hire the following employees as Seasonal Class I Officers to attend the Beach Haven SLEO Satellite Academy at the rate of \$8.38 per hour to be paid from Police Salary & Wage effective May 22, 2017.

Austin Spagnola	Caitlyn Clark	Dominic Vandebrook
John Edwards	Joseph Debonis	Mary Toro
Troy Luongo		

Hire the following employee as a Permanent Full-Time Public Safety Telecommunicator Trainee at the annual rate of \$28,000.00 to be paid from Police Salary & Wage effective May 6, 2017.

Cassandra Calabrese

Hire the following employee as a Permanent Full-Time Public Safety Telecommunicator Trainee at the annual rate of \$28,000.00 to be paid from Police Salary & Wage effective May 13, 2017.

Anne Marie Toledo

2017 Veteran's Park

RESOLUTION 17-0501.06(a)

A RESOLUTION AWARDING CONTRACTS FOR THE PURCHASE AND DELIVERY OF VARIOUS VEHICLES FOR THE BEACH PATROL AND TRANSPORTATION DEPARTMENTS OF 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 purchase and delivery of two (2) Honda All-Terrain Vehicles or equivalent and three (3) John Deere Gators or equivalent on April 18th 2017; and

WHEREAS, one (1) responsive, qualified bid was received from G, J & L, Inc., for two (2) Honda All-Terrain Vehicles in the amount of \$7,190.00 each; and

WHEREAS, three (3) bids were received for John Deere Gators or equivalent as follows:

Garden State Bobcat, Inc.:	\$12,550.00 each
Central Jersey Equipment, LLC:	\$13,340.00 each
G, J & L, Inc.:	\$14,500.00 each

WHEREAS, the low bid from Garden State Bobcat, Inc. was non-responsive as the exception to the bid specification offered a smaller engine which would be insufficient for the purpose intended; and

WHEREAS, Central Jersey Equipment, LLC fully complied with the bid specifications and has been deemed qualified, responsive and responsible as per the Municipal Solicitor and Qualified Purchasing Agent's certification and recommendation; and

WHEREAS, the Township solicited quotes for financing interest rates from Ocean First and Fulton Banks. Ocean First Bank did not offer such financing and Fulton Bank, 324 Route 72 West, Manahawkin, NJ 08050 has agreed to provide 36-month financing for the lease/purchase of the above vehicles; and

WHEREAS, the Chief Financial Officer has certified the availability of funds is available in the following appropriations: Lifeguards-Purchase of Vehicles Account #7-01-28-380-051 in the amount of \$5,255.22 and Transportation-Purchase of Vehicles Account #7-01-31-471-051 in the amount of \$14,277.45 for year one of the lease agreement.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Township of Long Beach this 1st day of May 2017, for the reasons aforesaid, that a contract for the purchase and delivery of two (2) All Terrain Vehicles in the amount of Seven Thousand One Hundred Ninety Dollars (\$7,190.00) each be awarded to G, J & L, Inc., 2531 Peach Orchard Road, Augusta, GA 30906; and

BEIT FURTHER RESOLVED a contract for the purchase and delivery of three (3) John Deere Gators in the amount of Thirteen Thousand Four Hundred Dollars (\$13,400.00) each be awarded to Central Jersey Equipment, LLC, 670 Rt. 40, Elmer, NJ 08318 and to G, J & L, Inc., for two (2) Honda All-Terrain Vehicles in the amount of \$7,190.00 each; and

BEIT FINALLY RESOLVED Fulton Bank shall provide 36-month financing for the lease/purchase of the above vehicles.

RESOLUTION 17-0501.06(b)

A RESOLUTION AWARDING A CONTRACT FOR THE 2017 VETERANS' PARK 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 and received bids on April 27th 2017 for the 2017 Veterans' Park Project in the Township of Long Beach; and

WHEREAS, four bids were received as follows:

TC Landscape Construction Group, Inc:	\$170,062.00
Axios, Inc.:	\$295,479.00
Diamond Construction:	\$343,015.00
Abhzeen Design, Inc.	\$376,912.40

WHEREAS, the apparent low-bidder, TC Landscape Construction Group, Inc., failed to disclose in their bid submission the sub-contractor(s) that would be utilized for this project, resulting in a non-responsive bid; and

WHEREAS, it is in the opinion of the Board of Commissioners of the Township of Long Beach that Axios, Inc. is a qualified bidder, whose responsive bid shall be accepted and awarded a contract for same, as per the Municipal Solicitor, Municipal Engineer and Qualified Purchasing Agent's certification and recommendation.

WHEREAS, the Chief Financial Officer has certified the availability of funds is available in the following appropriations: Ordinance 17-15A Imp to Veterans Park Account #C-04-56-148-901 in the amount of \$140,000.00; Ordinance 17-15A Imp to Veterans Park 2:20 Account #C-04-56-148-951 in the amount of \$5,479.00 and Ordinance 17-11 Street Scaping Imp Account #C-04-56-144-901 in the amount of \$150,000.00.

NOW, THEREFORE, BEIT RESOLVED by the Board of Commissioners of the Township of Long Beach this 1st day of May 2017, for the reasons aforesaid, that Axios, Inc., 1401 Shore Road, P.O. Box 530, Northfield, NJ 08225 be and is hereby awarded a contract for the 2017 Veterans' Park Project as per the bid received April 27, 2017 in the amount of Two Hundred Ninety-Five Thousand Four Hundred Seventy-Nine Dollars (\$295,479.00).

Resolution 17-0501.07(a&b): Approve various Shared Service Agreements
Barnegat Light Municipal Court
Four LPR Cameras

RESOLUTION 17-0501.07(a)

RESOLUTION AUTHORIZING THE EXECUTION OF A SHARED SERVICE AGREEMENT BETWEEN THE TOWNSHIP OF LONG BEACH AS LEAD AGENCY AND THE BOROUGH OF BARNEGAT LIGHT FOR THE USE OF TOWNSHIP MUNICIPAL COURT ROOM

WHEREAS, N.J.S.A. 2B:12-1 allows two or more municipalities to provide jointly for courtrooms, chambers, equipment, and supplies for their municipal courts and to agree to appoint the same person as court administrator without establishing a joint municipal court; and

WHEREAS, the Township and the Borough find that it would be in their best interest to share the Township Municipal Courtroom, court offices, staff, facilities and equipment; and

WHEREAS, the Township and the Borough therefore agree to share the courtroom, facilities, equipment and office staff in accordance with N.J.S.A. 2B:12-1, in order to conserve resources and to provide for a more efficient, secure and economically sound municipal court system; each municipality shall maintain its right to appoint its own judge, prosecutor, and public defender; and

WHEREAS, the Township shall allow the Borough use of the Township Municipal Courtroom, effective retroactively to February 23, 2017, for Borough Municipal Court sessions effective through December 31, 2020; the monthly fee for the use of the facilities by the Borough shall be \$150.00 per month beginning January 1, 2018 effective through December 31, 2020.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Township of Long Beach at a regular meeting held Monday, May 1, 2017, that the Agreement appended hereto as Exhibit "A" shall be executed by and between the Borough of Barnet Light and the Township of Long Beach for purposes described above.

SHARED SERVICES AGREEMENT FOR MUNICIPAL COURT SERVICES

This shared services agreement made this _____ day of May 2017 by and between the Borough of Barnegat Light, County of Ocean, State of New Jersey, with principal offices located at 10 East 7th Street, Barnegat Light, NJ 08006, and the Township of Long Beach, County of Ocean, State of New Jersey, with principal offices located at 6805 Long Beach Blvd., Brant Beach, NJ 08008. Barnegat Light Borough shall be referred to herein as "Borough" and the Township of Long Beach shall be referred to herein as "Township".

WITNESSETH:

WHEREAS, N.J.S.A. 2B:12-1 allows two or more municipalities to provide jointly for courtrooms, chambers, equipment, and supplies for their municipal courts and to agree to appoint the same person as court administrator without establishing a joint municipal court; and

WHEREAS, the Township and the Borough find that it would be in their best interest to share the Township Municipal Courtroom, court offices, staff, facilities and equipment; and

WHEREAS, the Township and the Borough therefore agree to share the courtroom, facilities, equipment and office staff in accordance with N.J.S.A. 2B:12-1, in order to conserve resources and to provide for a more efficient, secure and economically sound municipal court system; each municipality shall maintain its right to appoint its own judge, prosecutor, and public defender; and

WHEREAS, the Township shall allow the Borough use of the Township Municipal Courtroom, effective retroactively to February 23, 2017, for Borough Municipal Court sessions effective through December 31, 2020; and

WHEREAS, this agreement shall become operative and take full force and effect upon execution by both parties.

NOW, THEREFORE, with the foregoing recitals incorporated herein by this reference and in consideration of the mutual covenants contained herein, the parties hereto, intending to be legally bound, hereby agree as follows:

Provision of Services and space within the Township of Long Beach Municipal Building.

The Township shall provide the Borough use of the Township Municipal Courtroom to conduct Borough Municipal Court sessions, and shall share facilities, staff and state provided equipment pursuant to N.J.S.A. 2B:12-A, and in accordance with the terms and conditions set forth herein.

The monthly fee for the use of the facilities by the Borough shall be \$150.00 per month beginning January 1, 2018 effective through December 31, 2020.

Provision of Staff: Township and Borough Municipal Court. Prosecutor, Judge and Municipal Public Defender.

Each party shall independently appoint and pay each of these positions. Any modification during the agreement term shall require approving resolutions authorizing an amendment to the agreement, adopted and executed by each party.

Court Administrator. The Court Administrator for the Township and the Borough shall remain the same as appointed on February 1, 2016. The Borough shall be responsible for the Administrator's salary in connection with its court sessions.

Office Staff. Should the Borough Municipal Court require the services of a violations clerk to assist with various office operations, as well as for court sessions to process various documents and payments, the Borough shall be responsible for the salary of the Violations Clerk in connection with its court sessions.

Security. The Township Police Department shall provide security services, as set forth in the shared service agreement between the Borough and the Township effective January 1, 2014 through December 31, 2017 and shall follow the approved established Court Security Plan. Future shared service agreements between the Township and the Borough for Police Services shall include Court security services as well.

Disciplinary action shall be the responsibility of each party independently, specific to occurrence.

Caption. In accordance with N.J.S.A. 12-1, the identities of the individual courts shall continue to be expressed in the captions of orders and process.

Term. Agreement shall be effective retroactively to February 23, 2017 and shall continue to December 31, 2020 upon final execution by the duly authorized representatives of both parties. The agreement may be terminated prior to December 31, 2020 by written authorization of each party no less than 60 days prior to termination date. This agreement may be extended in increments of three (3) years to a maximum total of fifteen (15) years, by resolution of the Township and Borough Governing Bodies. The Township and Borough shall review the terms of the agreement no later than December 1, 2020, in order to negotiate renewal and the associated costs.

Transition. The parties agree that equipment and resources associated with the Borough Municipal Court shall be transitioned as follows:

Equipment currently utilized by the Borough Municipal Court; one (1) desk, one (1) filing cabinet and one (1) supply cabinet, shall be transferred to the Township by the Borough and used solely for the provision of the services described in this agreement. The equipment shall become the property of Township.

Bank Accounts. In accordance with N.J.S.A. 12-1, the Borough and the Township shall maintain separate bank accounts for revenue purposes.

Liabilities. Any liability associated with or concerning the Borough or the Township, determined to exist prior to or after the effective date, shall be the sole responsibility of the municipality which incurred such liability.

Bonds. Each municipality shall bond employees who handle municipal court funds. Each municipality shall be responsible for applicable premium payment(s).

Change Fund. Each court shall maintain a separate change account.

Office Supplies shall be ordered and paid for by the Borough in accordance with N.J.S.A. 40A:11-1 et.seq., and provided to the Court Administrator for use associated with Borough Court sessions and operations.

Liability Protection. The Borough shall provide to the Township evidence of insurance coverage through the Ocean County Municipal Joint Insurance fund. Each party shall save, hold and keep harmless and indemnify the other party from any and all claims, causes of action, damage awards and liability for losses or damages to property or injuries to persons wholly, or in part, by any acts or omissions of the other party, its employees, invitees, contractors and subcontractors or that party's agents, servants, employees, guests, licensees, invitees, assignees or successors, or for any cause or reason whatsoever arising out of or by reason of the utilization of facilities at the Township or utilization of employees of the other party.

Identity. This agreement does not contemplate the consolidation of the municipal court systems. Each of the parties shall keep their own identity and sovereignty in that regard. Additional signage shall be provided by the Borough to the Township in substantially the same size, character, quality and location of the existing sign at the Township that clearly identifies the "Municipal Court for the Borough Barnegat Light". Township shall install signage provided by the Borough.

Administrative Office of the Courts. Each of the parties understands and recognizes that this shared services agreement must be approved by the Administrative Office of the Courts before it can be considered effective and binding upon each and both of the parties. The parties agree to jointly cooperate in achieving the approval of the AOC.

IN WITNESS WHEREOF, the Parties hereto have set their hands and seals the day and year first written above and further cause the presents to sign by their proper corporate officers.

ATTEST:

BOROUGH OF BARNEGAT LIGHT

Brenda L. Kuhn, Acting Municipal Clerk

Kirk O. Larson, Mayor

ATTEST:

TOWNSHIP OF LONG BEACH

Lynda J. Wells, Municipal Clerk

Joseph H. Mancini, Mayor

RESOLUTION 17-0501.07(b)

RESOLUTION AUTHORIZING THE EXECUTION OF SHARED SERVICE AGREEMENTS WITH THE BOROUGH OF BEACH HAVEN, HARVEY CEDARS, SHIP BOTTOM, TOWNSHIP OF STAFFORD AND THE OFFICE OF THE OCEAN COUNTY PROSECUTOR FOR THE PURCHASE AND INSTALLATION OF VARIOUS CAMERAS

WHEREAS, the "Uniform Shared Services and Consolidation Act." N.J.S.A. 40A:65-1 et. seq. authorizes the Township of Long Beach to enter into an agreement for the purchase and installation of four (4) P492 3M Fixed Wide Lane ALPR Cameras, associated hardware, software, licensing and maintenance (total cost of \$54,589.98) with the Boroughs of Beach Haven, Harvey Cedars and Ship Bottom, the Township of Stafford and the Ocean County Prosecutor's Office; and

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

WHEREAS, GTBM, Inc., pursuant to NJ State Contract M0483 / 89980 can furnish and install four (4) P492 3M Fixed Wide Lane ALPR Cameras, associated hardware, software, licensing and maintenance; and

WHEREAS, it is the desire of the Board of Commissioners to authorize the execution of Shared Service Agreements for the procurement of said cameras as noted below in the following amounts:

Long Beach Township:	\$15,000
Borough of Beach Haven:	\$ 8,000
Borough of Harvey Cedars:	\$ 5,000
Borough of Ship Bottom:	\$10,000
Township of Stafford:	\$ 3,000
Office of the Ocean County Prosecutor:	\$15,589.98

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:

The Mayor and Municipal Clerk are hereby authorized to execute Shared Service Agreements as described above in accordance with the provisions of law. A copy of said agreement(s) attached hereto and made a part hereof as Schedule 'A'.

That a copy(s) of the agreement referenced herein shall be kept on file and made available for public inspection at the Municipal Clerk's office during normal business hours.

That a certified copy of this resolution shall be forwarded to:

The Division of Local Government Services: Shared Services
 The Boroughs of Beach Haven, Harvey Cedars, Ship Bottom, Township of Stafford and the
 Office of the Ocean County Prosecutor
 Chief Financial Officer of Long Beach Township
 Long Beach Township Chief of Police

SHARED SERVICE AGREEMENT BETWEEN THE TOWNSHIP OF LONG BEACH, OCEAN COUNTY, NEW JERSEY AND THE BOROUGHS OF BEACH HAVEN, HARVEY CEDARS, SHIP BOTTOM, TOWNSHIP OF STAFFORD AND THE OFFICE OF THE OCEAN COUNTY PROSECUTOR FOR THE PURCHASE AND INSTALLATION OF VARIOUS CAMERAS

THIS AGREEMENT, made this ____ day of _____, 2017, by and between the Township of Long Beach, a municipal corporation of the State of New Jersey, having its principal offices located at 6805 Long Beach Boulevard, Brant Beach, New Jersey, 08008, hereinafter referred to as "Township" and the Boroughs of Beach Haven, 420 Pelham Avenue, Beach Haven, NJ 08008; Harvey Cedars, 7606 Long Beach Blvd., Harvey Cedars, NJ; Ship Bottom, 1621 Long Beach Blvd., Ship Bottom, NJ 08008; the Township of Stafford, 260 East Bay Ave., Manahawkin, NJ 08050, municipal corporations of the State of New Jersey; and the Office of the Ocean County Prosecutor, P.O. Box 2191, Toms River, NJ 08754, hereafter referred to as "the Parties".

WITNESSETH

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

WHEREAS, the Township and the Parties agree License Plate Reader (LPR) technology and equipment provide essential information to local and county Law Enforcement Agencies which is crucial to ensure the public health, safety and welfare; and

WHEREAS, pursuant to law, the parties hereto wish to enter into a shared service agreement for the purchase and installation of four (4) P492 3M Fixed Wide Lane ALPR Cameras, associated hardware, software, licensing and maintenance (total cost of \$54,589.98).

NOW THEREFORE, pursuant to the authority provided by law, in consideration of the mutual covenants and promises hereinafter set forth, and the foregoing Recitals, which are expressly incorporated herein, the parties hereto, intending to be legally bound hereby, agree as follows: In accordance with Resolution 17-0501.07(b) the Township and Parties shall share the cost to purchase and install of four (4) P492 3M Fixed Wide Lane ALPR Cameras, associated hardware, software, licensing and maintenance as noted below:

Long Beach Township:	\$15,000
Borough of Beach Haven:	\$ 8,000
Borough of Harvey Cedars:	\$ 5,000
Borough of Ship Bottom:	\$10,000
Township of Stafford:	\$ 3,000
Office of the Ocean County Prosecutor:	\$15,589.98

In witness whereof the parties hereto have caused this Agreement to be executed by their proper officers and their corporate seals to be hereto affixed as of the day and year first above written.

ATTEST: TOWNSHIP OF LONG BEACH

 Lynda J. Wells, RMC
 Municipal Clerk

BY: _____
 Joseph H. Mancini
 Mayor

ATTEST: _____
 BOROUGH OF HARVEY CEDARS

BY: _____

ATTEST: _____
 BOROUGH OF SHIP BOTTOM

BY: _____

ATTEST: _____
 BOROUGH OF BEACH HAVEN

WHEREAS, pursuant to Resolution 16-0502.13, the Township of Long Beach accepted from Mancini Custom Homes, Inc., Bank Check #52699059-0 drawn on TD Bank, dated April 20, 2016 in the amount of Six Thousand Nine Hundred Eighty-Five Dollars (\$6,985.00), representing the required Performance Bond for Minor Sub-division #LUB-1-16, Block 6.23, Lot 2 (105 E. 30th Street); and

WHEREAS, upon inspection by the Municipal Engineer, it has been determined that the project is now complete, the release of the performance bond is recommended and no maintenance bond is required.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of the Township of Long Beach approves a release of the Performance Bond in the amount of Six Thousand Nine Hundred Eight Five Dollars (\$6,985.00) plus accrued interest as per its Municipal Land Use Ordinance and as per the recommendation and certification of the Municipal Engineer.

Resolution 17-050.11: Approve Bills & Payroll

Bills in the amount of: \$ 17,857,308.00

Payroll in the amount of: \$ 865,120.19

RESOLUTION 17-0501.11

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 \$865,120.19.

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 \$17,857,308.00 be and the same are hereby authorized to be paid on Monday, May 1, 2017

2. The said approved payroll amounting to the sum of \$865,120.19 be and the same are hereby authorized to be paid on Monday, May 1, 2017.

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

Motion to approve Items 14 thru 16:

Motion: Lattanzi

Ayes: Lattanzi, Bayard, Mancini

Second: Bayard

Nays:

COMMISSIONERS' REPORTS

Commissioner Lattanzi mentioned there would be no changes in the free Trolley System and Gator Service in 2017. Various grant opportunities were being researched.

Commissioner Bayard stated the summer trash collection schedule would become effective on May 15th. Angela Andersen had helped plant 150 seedling plants on Township beaches.

Mayor Mancini announced the next meeting of the Land Use Board would be held on Wednesday, May 10th at 7:00 pm in the upstairs multi-purpose room. Second Reading and Public Hearing for Ordinances 17-17C, 19C, 20C and 21C would take place at the public meeting held on June 5th at 6:00 pm. He noted the Army Corp of Engineers planned to begin dredging the Little Egg Harbor Inlet in September 2017. He was pleased to announce an oyster shell recycling program would start in the near future that would be beneficial to our adjacent waters.

OPEN PUBLIC SESSION

Tony Bakum/Brant Beach asked if sand would be deposited on Brant Beach beaches.

Mayor Mancini advised 31st to 57th Street would be replenished in the fall.

Denise Brand/Holgate was unhappy with her neighbor's bright outdoor lighting.

Mayor Mancini would look into it and Administrator Ominski would contact Ms. Brand with a solution.

John Fiori/Brant Beach was concerned with the build-up of sand in front of his bulkhead.

Mayor Mancini explained the Department of Environmental Protection had issued the Township a Bulk Permit and now the sand could be cleared.

Bill Hutson/Holgate complimented the Commissioners on the many new public programs, activities and services now available. He was in favor of the purchase of cameras that would provide information on bridge conditions. He inquired about the passenger capacity of larger trolley vehicles.

Commissioner Lattanzi stated there would be 26-28 seats, should the Township acquire the larger trolley.

CLOSE PUBLIC SESSION

Motion for adjournment at: 4:27 p.m.

Motion: Lattanzi

Ayes: Lattanzi, Bayard, Mancini

Second: Bayard

Nays:

Lynda J. Wells, RMC
Municipal Clerk

Joseph H. Mancini, Mayor

Ralph H. Bayard, Commissioner

Dr. Joseph P. Lattanzi, Commissioner