

BOROUGH OF LONGPORT
Commission Meeting Minutes

December 5, 2012

3:30 pm Workshop / 5 pm Public Meeting

THE DOWNBEACH CURRENT and the ***PRESS OF ATLANTIC CITY*** were notified this meeting and copy of same was posted in Borough Hall.

WORKSHOP SESSION – 3:30 P.M.

The extended workshop was requested by Solicitor Pat Agnellini and Commissioner James P. Leeds, Sr in order to have ample time to discuss damage and repairs caused by Super Storm Sandy.

Mayor Russo stated that a bill is being presented by Senator Sweeney that the shore towns who utilized government funding will not be able to charge beach fees.

Commissioner Leeds stated that Bruce Funk will stay involved in Borough remediation. Most of the damage in Borough Hall was in the basement. Dick Carter will be in charge of getting 11th Ave and the Turnaround back in shape again.

Commissioner Leeds stated that the equipment that Public Works has is just not up to par to handle the workload at this time.

Mayor Russo gave a summary- not one section in Longport that did not have water. Main Hall, Firehouse, PW, boat house and community building-Bruce is handling the public structures. Bulkheads- erosion and jetties- Dick Carter will be meeting with people who can do inspections prior to putting sand on the other side. More discussion ensued between Dick Carter and the Governing Body regarding replenishing the sand. Shore Front Protection- once agreed, it opens up doors regarding funding.

Mayor Russo asked what would be the next step regarding dunes i.e. referendum, governing body vote, ordinance, resolution?? The public will be heard. Pat Agnellini stated that there is an ordinance that requires a referendum. Consider repeal of the ordinance that is in effect.

Dick Carter stated that the wording of the bond ordinance has to be changed and will not be presented at this meeting but will be on the next agenda.

Wes Beckett is in attendance and has submitted an invoice as the project is about 97% complete. Mr. Agnellini reported on the status of the water tower project at this time and feels that a partial payment is justified pending the completion of the project.

Mr. Beckett stated that the tower has been sand blasted and painted and waiting for the delivery of the logo.

Commissioner Leeds stated that he is with the understanding that Ventnor is waving fees for storm damage related repairs. Margate is considering it and thought Longport might want to consider it.

Commissioner Leeds said that a prior administration looked into selling a small piece of the Public Works yard. The sale will not affect Public Works. An updated appraisal will be requested.

Commissioner Lawler stated that water & sewer bills will be divided in two with one being due Jan and the other in June. The Mayor stated that it would be easier for the senior citizens who live on fixed incomes.

The Mayor opened for PUBLIC COMMENT

Murray Bevitz, 15 S Colgate, talked about California charging fees to keep taxes low. He also asked about charges for installation and removal of water meters.

RANK	1/1/2012	1/1/2013	1/1/2014
Captain	\$106,976.05	\$108,580.69	\$110,209.40
Lieutenant	\$99,977.62	\$101,477.29	\$102,999.45
Sergeant	\$93,437.02	\$94,838.58	\$96,261.16
Patrolman 4 th yr /after	\$87,324.33	\$88,634.19	\$89,963.71
Patrolman 3 rd yr	\$76,796.30	\$77,948.25	\$79,117.47
Patrolman 2 nd yr	\$66,107.00	\$67,098.61	\$68,105.08
Patrolman 1 st yr	\$51,777.71	\$52,554.37	\$53,342.69
Recruit	\$39,585.00	\$40,178.78	\$40,781.46

All Ordinances, or parts of ordinances, inconsistent herewith are hereby repealed.

**NO PUBLIC COMMENT- LAWLER MOTION, RUSSO SECOND
ROLL CALL: RUSSO-YES, LAWLER,-YES, LEEDS-YES**

**O2012-15 AMENDING CHAPTER 167-ZONING AS IT PERTAINS TO BUILDING
HEIGHT**

**BE IT ORDAINED BY THE COMMISSIONERS OF THE BOROUGH OF
LONGPORT that:**

SECTION 1: Paragraph A in **Subchapter 167-7 Building Height and Height
Exceptions** is hereby deleted and replaced with the following:

- A. The maximum building height shall be 31 feet - 6 inches (31'-6") above the finished first floor of the structure for all new and elevated construction, which measurement shall be from a finished first floor not higher than that required under Chapter 99 of the Longport Code. In determining permitted maximum building height for improvements or additions to existing structures, the existing finished first floor must be utilized as long as it is at or below the minimum finished first floor elevation required by Chapter 99. Structures, or portions of structures, raised to comply with Chapter 99 will be required to utilize the new finish floor elevation as long as it is not higher than that required under Chapter 99.

SECTION II: Paragraph B. in **Subchapter 167-7. Building Height and Height
Exceptions.** is hereby deleted and replaced with the following:

- B. Along any side yard, the underside of the roof eave of any structure shall not be higher than 19 feet above the finished first floor as determined in Paragraph A. Any portion of roof beginning not more than 18" from the face of the principal structure and not more than 14" higher than the permitted eave height shall not be steeper than 45 degrees, or a 1:1 slope. Within this 45 degree roof slope along any side yard, vertical and/or sloped faced dormers having cumulative widths along any one side yard not exceeding the Permitted Dormer Length (obtained by subtracting the cumulative total of the District Regulations for minimum front and rear principal

building setbacks from the actual lot depth and using a multiplier of 0.25 (25%), will be permitted to have a slope greater (steeper) than 1:1. No dormer face will be permitted to be closer than the required principal building side yard setback. No such construction greater than 1:1 (45 degrees) may occur within five feet of the required minimum front or rear principal building setbacks. In addition to the Permitted Dormer Length, not more than two small roofed window areas projecting not more than three feet horizontal (maximum perpendicular projection at any point from the 1:1 roof slope line) and each not more than four feet in width at any point, may also be permitted to violate the 1:1 (45 degree) slope. In order to encourage additional architectural features, the Permitted Dormer Width as measured along the 19 foot eave line may be increased by using a multiplier of 0.35 (35%) as long as the total resulting width in habitable floor area created by the dormer areas is limited to the 0.25 (25%) multiplier. The minimum permitted pitch of any roof slope shall be 4 vertical :12 horizontal.

SECTION III: Subchapter 167-10 (Reserved) is changed to read as follows:

167-10 Floor Area Ratio Requirement. In all Zoning Districts, the maximum Floor Area Ratio (FAR) for detached single family construction shall be 0.80 (80%). See definition of FLOOR AREA RATIO contained in Chapter 15 Subchapter 37 (15-37) for method of determining FAR.

SECTION IV: In the first sentence of Paragraph A. in **Subchapter 167-12** reference to "six inches of the property line" shall be changed to read "12 inches of the property line".

SECTION V: The last sentence of Paragraph A. In **Subchapter 167-12.** is hereby deleted and replaced with the following:

The maximum height of any detached garage shall be not greater than 10 feet to the bottom of the roof eave and 14 feet to the roof peak measured from the finished floor of the garage to the finished roof line.

SECTION VI: The last sentence of Paragraph C. In **Subchapter 167-12.** is hereby deleted and replaced with the following

The maximum height of any detached garage shall not be greater than 10 feet to the bottom of the roof eave and 14 feet to the roof peak measured from the finished floor of the garage to the finished roof line.

SECTION VII: Paragraph D in **Subchapter 167-18 Accessory Buildings.** is hereby deleted and replaced with the following:

D. Height and Area of Accessory Structure. No accessory structure shall have a height greater than 12 feet above existing grade, which existing grade shall be determined by the Municipal Zoning Officer. Accessory structures shall not exceed 100 square feet in area per principal use.

SECTION VIII: Paragraph E. in **Subchapter 167-18 Accessory Buildings.** is hereby deleted and replaced with the following:

- E. Location. An accessory building or structure shall only be permitted with the rear yard of the lot as determined by the Municipal Zoning Officer. Said building shall be constructed not less than twelve (12) inches to the rear and/or side property lines if of masonry construction and not less than three (3) feet to the rear and/or side yard property lines if of other than masonry construction . No accessory building or structure shall be permitted within any sight triangle.

SECTION IX: All other Ordinances or parts of Ordinances which are inconsistent with the provisions of this Ordinance, to the extent of such inconsistencies, are hereby repealed. Should any section, subsection, clause, or portion of this Ordinance be adjudged by a Court of competent jurisdiction as invalid, such judgement shall not affect, impair, or invalidate the remainder of this Ordinance.

SECTION VI: This Ordinance shall take effect immediately upon passage and publication as required by Law.

**NO PUBLIC COMMENT- LAWLER MOTION, RUSSO SECOND
ROLL CALL: RUSSO-YES, LAWLER,-YES, LEEDS-YES**

**O2012-16 AMENDING CHAPTER 144 – SEWERS AND WATER
BE IT ORDAINED BY THE COMMISSIONERS OF THE BOROUGH OF
LONGPORT that:**

SECTION 1: Chapter 144 of the Code of the Borough of Longport as it pertains to **Sewers and Water** shall be amended and supplemented as follows:

Subchapter 144-7. Approval required is changed to read as follows:

The water meter, meter box and shutoff valve are to be purchased from the Borough of Longport and to be installed by the applicant.

Subchapter 144-23. Service Connection Paragraph A is changed to read as follows:

- A. Written application for new service connections shall be made to the Public Works

Department before any such connection shall be installed.

Subchapter 144-23. Service Connection Paragraph F and G are added as follows:

- F. **Water main taps and service lines.**

Upon installation of the approved water service connection, the Borough shall furnish to the customer a meter, meter pit box, cover plate, and all relevant plumbing fittings necessary to properly install same. Once installation is complete, the Borough of Longport shall be responsible for the maintenance and repair of the water service connection from the existing water main to the vertical face of the established roadway curbing. The abutting property owner shall be responsible for the water service connection and its appurtenances from the vertical face of the established roadway curbing to the building. Such maintenance shall include repair and/or replacement of service piping, curb stops, pit boxes, and lids, valves, pit setters and/or setting horns, pack joints, water boxes and lids; and the assurance of same that is does not constitute a danger to the health, safety, and welfare of the general public. The Borough shall retain ownership and maintenance of the water meter.

- G. **Sewer Lateral Responsibility for connection and maintenance**

Upon installation of the approved sewer lateral, the Borough of Longport shall be responsible for the maintenance and repair of the sewer lateral connection from the existing sewer main to the vertical face of the roadway curbing. The adjoining property owner shall be responsible for the sewer lateral and its appurtenances from the vertical face of the roadway curbing to the building. Such maintenance shall include repair and or replacement of lateral piping, sewer traps, tees, risers, vents, sewer caps and lids and the assurance of same that it does not constitute a danger to the health, safety and welfare of the general public.

The Borough shall have the right to charge any person or business the actual cost of repair for any damage caused to its utilities within the Borough roadway.

Subchapter 144-27 Equipment on Customers property Paragraph D is added as follows:

D. The Borough shall have the right to charge for the actual cost of repair for any damage caused to the water meter.

Subchapter 144-33 Rates and Charges Paragraph F Miscellaneous charges is changed to read as follows:

Sub-paragraph (7) the charge is changed to \$25.00.

Subchapter 144-33 Rates and Changes Paragraph G is changed to read as follows:

G. The Public Works Department is hereby authorized to issue a permit to use a fire hydrant within the Borough of Longport to such person, firm, or corporation as shall apply for and pay \$100 per day therefor. Such permit shall be valid for the period as stated thereon and shall designate the location of and period of time such hydrant is to be used, the name of the person, firm or corporation to whom such permit shall be issued and fee paid.

Subchapter 144-35 Charges established Paragraph D is changed to read as follows:

D. Miscellaneous Charges.

(1) **Inspections** of water re-connections and sewer reconnections.

(a) Water re-connection inspection charge \$25.00

(b) Sewer re-connection inspection charge \$25.00

(c) Meter charges (includes meter, meter pit, pit lid, curb box, packing joint and adapter).

Water meters supplied by Borough.

Meter charge is Borough cost at time of meter purchase.

Connections made by applicant.

If new service is required, Borough cost will be charged.

No single family residential structure shall be serviced with greater than

One-inch meter.

D. Miscellaneous Charges:

(2) **Disconnects and removals.**

Water meter disconnect and removal. Sewer disconnect and cap.

(a) Water and sewer disconnect charge \$225.00.

Application forms for disconnects and reconnects are obtained from the Public Works Department.

SECTION II: All other Ordinances or parts of Ordinances which are inconsistent with the provisions of this Ordinance, to the extent of such inconsistencies, are hereby repealed. Should any section, subsection, clause, or portion of this Ordinance be adjudged by a Court of Competent Jurisdiction as invalid, such judgment shall not affect, impair, or invalidate the remainder of this Ordinance.

SECTION III: This Ordinance shall take effect immediately upon passage and publication as required by Law.

**NO PUBLIC COMMENT- LEEDS MOTION, LAWLER SECOND
ROLL CALL: RUSSO-YES, LAWLER,-YES, LEEDS-YES**

ORDINANCES (1ST Reading/ Intro 2nd Reading scheduled for Dec. 19)

O2012-17 AMENDING O2012-01 SALARIES, WAGES AND COMPENSATION
(Municipal Clerk)

**BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE
BOROUGH OF LONGPORT that:**

Section 1: The within described salaries, wages and compensation paid to the following officials, officers and employees shall be computed from June 1, 2012 unless otherwise stated.

DEPARTMENT OF PUBLIC AFFAIRS AND PUBLIC SAFETY

BOROUGH CLERK 47,000 to 57,000
DEPUTY BOROUGH CLERK..... 1,000 to 10,000

AMENDED TO READ AS OF JUNE 1, 2012

BOROUGH CLERK.....57,000 to 67,000
DEPUTY BOROUGH CLERK..... 1,000 TO 10,000

Section 2: All ordinances, or parts of ordinances, inconsistent herewith are hereby repealed.

RUSSO-MOTION, LAWLER- SECOND. NO OPPOSE

At this time, Mayor Russo made a motion to add O2012-18- REPEAL Chapter 16 of the Code of Longport. The motion was seconded by Commissioner Lawler. ALL AYES-NO OPPOSE.

O2012-18 Chapter 16 of the Code of Longport-REPEAL was introduced.

REPEAL Chapter 16-2 of the Code of the Borough of Longport

WHEREAS, Chapter 16-2 of the Code of the Borough of Longport states that the Board of Commissioners shall not approve any dunes project; appropriate any funds for a dunes project; enter into any cooperative agreement; nor authorize the acquisition of property or an interest in property, whether by purchase, eminent domain, or otherwise, for a dunes project, other than by means of an ordinance duly adopted by the Board of Commissioners, which ordinance shall, by its terms, not be effective until it has been submitted to and approved by the voters of the Borough of Longport at an election duly scheduled for that purpose.

WHEREAS, the Longport Board of Commissioners deem it in the best interest of the Borough of Longport to repeal Chapter 16-2 Submission of Ordinance for Dunes Project to Voters.

NOW, THEREFORE, BE IT ORDAINED that Chapter 16-2 of the Code of Longport be repealed.

The ordinance shall take effect immediately upon final passage and publication to law.

**Mayor Russo made motion to approve and seconded by Commissioner Lawler.
ALL AYES-NO OPPOSE**

RESOLUTIONS

R2012-117 Confirming an Emergency Contract to Kline Construction Co. for the Removal of Sand Material from Streets and Depositing and Regrading of Removed Sand Material on Beach Areas

WHEREAS, the Borough of Longport was faced with an immediate emergency and safety situation from the effects of Hurricane Sandy resulting in serious risks to the health, safety, and welfare of the General Public and citizens of the Borough of Longport; specifically relating to the inaccessibility of emergency vehicles due to the accumulation of sand material within the Borough Streets; and

WHEREAS the Deputy Emergency Management Coordinator, in conjunction with the Commissioner of Public Works, negotiated an Emergency Time and Material Contract for the immediate removal of said sand material from the street areas and the depositing and regrading of said sand on the Beach areas in order to provide some protection against further storm damage all in accordance with N.J.S.A. 40A:11-6; and

WHEREAS in accordance with the verbal direction of the Commissioner of Public Works, the Borough awarded said Emergency Time and Material Contract and the Governing Body now seeks to ratify the award of said Contract; and

WHEREAS said emergency condition was considered resolved by November 16, 2012 at which time the Contractor was notified by the Commissioner of Public Works to cease all further work and remove all equipment and the invoices submitted by the Contractor have been reviewed and are in accordance with the terms of the agreement and the Chief Financial Officer has confirmed the charges to be consistent with those charged to other municipalities.

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Longport, Atlantic County, New Jersey that it hereinafter acknowledges the prior need for said Emergency Time and Material Contract in order to protect the health, safety, and welfare of the General Public and further ratifies the Emergency Time and Material Contract to Kline Construction Company of Brigantine, New Jersey in an amount not to exceed \$ 273,218.00; and

BE IT FURTHER RESOLVED that a Certificate of Availability of Funds issued by the Chief Financial Officer based on the adoption of a Special Emergency Appropriation Resolution is attached hereto.

LEEDS MOTION, LAWLER SECOND- NO OPPOSE

R2012-118 Special Emergency Resolution (5 year Special Emergencies)

WHEREAS, it has been found necessary to make an Emergency Appropriation to meet certain extraordinary expenses incurred, or to be incurred, related to the clearing of sand and debris, repair of building and equipment as well as other

costs related to maintaining public safety in the aftermath of Hurricane Sandy, and,

WHEREAS, NJSA 40A:4-54 provides that it shall be lawful to make such appropriation, which appropriation and/or the "special emergency notes" issued to finance the same shall be provided for in succeeding annual budgets by the inclusion of an appropriation of at least one-fifth of the amount authorized pursuant to this act.

NOW, THEREFORE BE IT RESOLVED, (by not less than two-thirds of all governing body members affirmatively concurring) that in accordance with the provisions of NJSA 40A:4-54 and NJSA 40A:4-55:

1. A special emergency appropriation is hereby made for "Extraordinary Expenses – Hurricane Sandy" in the total amount of \$425,000.00.

2. That the Borough may finance the special emergency appropriation from surplus funds available or may borrow money in a manner prescribed herein. Where an appropriation is financed from surplus funds available, at least one-fifth of the amount thereof shall be included in each annual budget until the appropriation has been fully provided for.

3. That a "special emergency note", not in excess of the amount authorized pursuant to law, be authorized and issued in accordance with the Local Budget Law.

4. That the following matters in connection with the special emergency notes are hereby determined:

(a) All special emergency notes issued hereunder and any renewals thereof shall mature at such time as may be determined by the chief financial officer within the limitations of the Local Budget Law, provided however, that at least one-fifth of all such special emergency notes and the renewals thereof shall mature and be paid in each year so that all special emergency notes and renewals shall have matured and have been paid not later than the last day of the fifth year following the date of this resolution;

(b) All special emergency notes issued hereunder shall bear interest at such rate or rates as may be determined by the chief financial officer;

(c) The special emergency notes shall be in the form determined by the chief financial officer and the chief financial officer's signature upon the special emergency notes shall be conclusive as to such determination.

(d) The chief financial officer is hereby authorized and directed to determine all matters in connection with the special emergency notes not determined by this or a subsequent resolution and the chief financial officer's signature upon the special emergency notes shall be conclusive as to such determination.

(e) The chief financial officer is hereby authorized to sell the special emergency notes from time to time at public or private sale in such amounts as such officer may determine at not less than par and to deliver the same from time to time to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof and payment therefor.

(f) Any instrument issued pursuant to this resolution shall be a general obligation of the Borough. The full faith and credit of the Borough are

hereby pledged to the punctual payment of the principal of and the interest on the special emergency notes and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

(g) The chief financial officer is authorized and directed to report in writing to this governing body at the meeting next succeeding the date when any sale or delivery of the special emergency notes pursuant to this resolution is made, such report to include the amount, description, interest rate and maturity of the special emergency notes sold, the price obtained and the name of the purchaser.

5. That the Borough hereby declares the intent of the Borough to issue the special emergency notes in the amount authorized in Section 3 of this resolution and to use proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 1 of this resolution. This Section 5 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

6. That the statement required by the Local Finance Board has been filed with the Clerk and a copy will be transmitted to the Director of the Division of Local Government Services.

7. That two (2) certified copies of this resolution will be filed with the Director of the Division of Local Government Services; however, no approval is required from the Division.

LAWLER-MOTION, LEEDS SECOND- NO OPPOSE

R2012-119 Borough Hall Employees Holiday Schedule for 2013

WHEREAS, the Board of Commissioners has determined that Borough employees are entitled to receive 12 holidays per calendar year; and

WHEREAS, the Governing Body of the Borough of Longport shall determine these holiday dates by Resolution;

NOW THEREFORE BE IT RESOLVED that the following dates are for the year 2013 Holidays:

	TUESDAY	1/1	<i>NEW YEAR'S DAY</i>
	MONDAY	1/21	<i>MARTIN LUTHER KING</i>
	MONDAY	2/18	<i>PRESIDENT'S DAY</i>
	FRIDAY	3/29	<i>GOOD FRIDAY</i>
	MONDAY	5/27	<i>MEMORIAL DAY</i>
	THURSDAY	7/4	<i>INDEPENDENCE DAY</i>
	MONDAY	9/2	<i>LABOR DAY</i>
	MONDAY	10/14	<i>COLUMBUS DAY</i>
	MONDAY	11/11	<i>VETERANS DAY</i>
	THURSDAY	11/28	<i>THANKSGIVING DAY</i>
	FRIDAY	11/29	<i>DAY AFTER THANKSG</i>
	WEDNESDAY	12/25	<i>CHRISTMAS</i>

The holiday provisions in collective bargaining agreements shall apply to the affected employees.

RUSSO-MOTION, LAWLER SECOND, NO OPPOSE

R2012-120 2013 Annual Schedule of Work/Regular Commission Meetings
BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE BOROUGH OF LONGPORT as follows:

1. Work / Regular meetings of the Board of Commissioners of the Borough of Longport are to be held according to the following schedule for the period of January 1, 2013 through to December 31, 2013 inclusive:

JANUARY 2 Wednesday pm	work session 4:30 pm regular meeting 5:00 pm	JULY 10 Wednesday	work session 4:30 pm regular meeting 5:00
JANUARY 16 am Wednesday am	work session 4:30 pm regular meeting 5:00 pm	JULY 27 Saturday	work session 10:00 regular meeting 10:30
FEBRUARY 20 Wednesday pm	work session 1:30 pm regular meeting 2:00 pm	AUGUST 7 Wednesday	work session 4:30 pm regular meeting 5:00
MARCH 20 pm Wednesday pm	work session 4:30 pm regular meeting 5:00 pm	AUGUST 21 Wednesday	work session 1:30 regular meeting 2:00
APRIL 17 Wednesday	work session 1:30 pm regular meeting 2:00 pm	SEPT 18 Wednesday	work session 4:30 pm regular meeting 5:00 pm
MAY 15 Wednesday	work session 4:30 pm regular meeting 5:00 pm	OCTOBER 16 Wednesday	work session 4:30 pm regular meeting 5:00 pm
JUNE 5 Wednesday	work session 4:30 pm regular meeting 5:00 pm	NOVEMBER 22 Friday	work session 1:30 pm regular meeting 2:00 pm
JUNE 19 Wednesday	work session 4:30 pm regular meeting 5:00 pm	DECEMBER 4 Wednesday	work session 4:30 pm regular meeting 5:00 pm
		DECEMBER 18 Wednesday	work session 4:30 pm regular meeting 5:00 pm

No formal action will be taken at any work session

All meetings shall be held in Borough Hall, 2305 Atlantic Avenue, Longport, New Jersey.

2. No later than January 10, 2013, the Clerk of the Borough of Longport shall:

- Prominently post and maintain such posting on the official Borough bulletin board a copy of this ANNUAL SCHEDULE OF WORK/REGULAR MEETINGS.
- Mail a copy of this ANNUAL SCHEDULE to:
 - The Press, 1000 W. Washington Ave., Pleasantville, N.J. 08232.
 - Current, 3129 Fire Road, EHT, NJ 08234.
- 3. A copy of this ANNUAL SCHEDULE and advanced notice of any Special Meetings shall be filed with said Clerk.
- 4. The fee schedule for anyone requesting in writing, a copy of any notice pursuant to N.J.S.A. 10:4-19 is as stated in Ordinance #2010-08 (NJ Open Public Records Act).

5. This Resolution restates portions of the provisions of the "Open Public Meetings Act", NJSA10:4- 6, et seq., and is not intended to supplement or enlarge the provisions of said Act, except as permitted by law. To the extent that this Resolution is in conflict with said Act, the provisions of said Act shall take precedence.

**AS AMENDED WITH TWO ERRORS THAT WERE CORRECTED
LAWLER-MOTION, LEEDS-SECOND- NO OPPOSE**

R2012-121 Community Development Block Grant Program

WHEREAS, the Borough of Longport has opted to participate in the Atlantic County Community Development Block Grant (CDBG) Program for FY 2008 through 2012; and

WHEREAS, as a participant, the Borough of Longport expects to be allocated \$55,075.00 for Fiscal Years (s) 2008 through 2012 for the project known as Municipal Building ADA Improvements; and

WHEREAS, in order to be allocated CDBG funds, the Borough of Longport must enter into an Interlocal service agreement with the Atlantic County Improvement Authority, the administrator of the Atlantic County CDBG Entitlement Program, NOW, THEREFORE, BE IT RESOLVED, that the Agreement by and between the Atlantic County Improvement Authority and the Borough of Longport which is attached hereto, is approved and the Chief Elected Official and the Municipal Clerk are authorized to sign said agreement.

LEEDS MOTION, LAWLER SECOND- NO OPPOSE

**R2012-122 Appointing Emilia Strawder, RMC as Municipal Clerk
READ INTO RECORD BY DICK CARTER.**

WHEREAS, pursuant to N.J.S.A. 40A:9-133, the Borough of Longport is required to have a Municipal Clerk perform certain official functions; and WHEREAS, Emilia R. Strawder has served as Deputy Municipal Clerk since June 2009 and Acting Municipal Clerk since June, 2012 and has completed all courses needed for the State RMC exam ; and

WHEREAS, Emilia R. Strawder has been notified that she has successfully passed the State exam taken October 18, 2012 and is hereby qualified to serve as Municipal Clerk for the Borough of Longport; and

WHEREAS, Emilia R. Strawder has accepted that position and will assume the duties as Municipal Clerk on December 5, 2012 for a three year term. NOW, THEREFORE, Emilia R. Strawder be, and is hereby appointed to the position of Municipal Clerk for the Borough of Longport, effective December 5, 2012; said appointment to be at the pleasure of the Governing Body and subject to all applicable laws.

**RUSSO-MOTION, LAWLER-SECOND – NO OPPOSE
(Oath of Office conducted)**

R2012-123 Appointing Prosecutor & Public Defender for Longport Court
WHEREAS, the Board of Commissioners of the Borough of Longport, Atlantic County, has determined that the following Municipal Court appointments are needed:, Municipal Prosecutor and Public Defender.

NOW THEREFORE, be it resolved by the Board of Commissioners of the Borough of Longport that:

(1) In accordance with NJSA 2B:25-4(a) **Carl Tripician, Esq.** is hereby appointed Municipal Prosecutor for the Borough of Longport for a one-year term from January 1, 2013 to December 31, 2013. The Municipal Court Administrator will maintain and draw from a list of duly-authorized Municipal Prosecutors in the County of Atlantic, of attorneys qualified to act as alternate or substitutes when the need may arise.

(2) In accordance with NJSA 2B:24-3 **James Swift, Esq.** is hereby appointed Municipal Public Defender of the Borough of Longport for a one-year term from January 1, 2013 to December 31, 2013.

RUSSO-MOTION, LAWLER-SECOND- NO OPPOSE

R2012-124 Request Approval to Establish a Dedicated Trust by Rider for Parking Offenses Adjudication Act. *(SEE INSERT)*

LAWLER-MOTION, LEEDS-SECOND, NO OPPOSE

R2012-125 Chapter 159-Budget Insertion for 2012 Body Armor Replacement
CHAPTER 159-BUDGET INSERTION FOR 2012 BODY ARMOR REPLACEMENT
BE IT RESOLVED by the Board of Commissioners of the Borough of Longport that it hereby requests the Director of Local Government Services to approve the insertion of the following items of revenue in the year 2012 budget in the sum of:

Body Armor Replacement Grant \$1638.35

BE IT FURTHER RESOLVED that like sum of \$1638.35 be and the same is hereby appropriated under the caption of:

Body Armor Replacement Grant \$1638.35

BE IT FURTHER RESOLVED that the above grant is from the State of New Jersey, Division of Criminal Justice.

RUSSO-MOTION, LAWLER-SECOND, NO OPPOSE

BILL PAY LIST

Commissioner Lawler asked if anyone had any questions regarding the bill pay list. Joel Goldman, 108 S 15th Ave, asked about the Kline Construction bill and stated that he feels that they did not fulfill their obligation. The Mayor explained that Kline was stopped last Friday. The invoice was for actual work performed.

LAWLER-MOTION, LEEDS-SECONDED to approve the bill pay list. ALL AYES, NO OPPOSE.

COMMISSIONER'S REPORTS

LAWLER- Holiday beach badge sales are going on. Residents are now able to pay their water and sewer bill in two payments (Jan and June)

LEEDS- asked if a vote was needed for partial payment to Beckett (water tower). He was advised no. Also, Commissioner Leeds also suggested not to waive fees in the Bldg Dept. for work related to storm Sandy

Mayor Russo announced the Holiday tree lighting Friday night @ 6:30 pm.

Senior luncheons have been suspended and it appears that Totaro Hall will be used until the elevator is repaired.

The Mayor read a letter of commendation from John Callahan citing Chris Berenotto from Public Works.

PUBLIC COMMENT- A three minute per person public speaking session to allow anyone interested in addressing the Governing Body on matters regarding the Borough of Longport

Steve Hankin, 8 Point Dr, thanked the Governing Body for the assistance rendered after Super Storm Sandy and for the quick action on introducing O2012-18.

With no further comments from the public, Commissioner Lawler made motion to adjourn the regular session of the Commission meeting. Commissioner Leeds seconded.
MEETING ADJOURNED @ 5:28 PM



Emilia R. Strawder,RMC



Mayor Nicholas Russo



Commissioner James P. Leeds, Sr.



Commissioner Daniel Lawler

**BOROUGH OF LONGPORT
NEW JERSEY**

RESOLUTION 2012-124

**REQUESTING APPROVAL OF THE DIRECTOR OF THE DIVISION OF LOCAL
GOVERNMENT SERVICES TO ESTABLISH A DEDICATED TRUST BY RIDER FOR
PARKING OFFENSES ADJUDICATION ACT NJSA 39:4-139.9**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance, and

WHEREAS, NJSA 39:4-139.9 provides for receipt of Parking Offenses Adjudication funds by the municipality to provide for the operating costs to administer this act; and,

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the Parking Offenses Adjudication Act are hereby anticipated as revenue and are hereby appropriated for the purposed to which said revenue is dedicated by statute or other legal requirement,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Commissioners of the Borough of Longport, County of Atlantic, State of New Jersey as follows:

1. The Mayor and Commissioners hereby request permission of the Director of the Division of Local Government Services to pay expenditures for the Parking Offenses Adjudication Act as per N.J.S.A. 39:4-139.9.
2. The municipal clerk of the Borough of Longport, County of Atlantic is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

Adopted: 12-5-12



P.O. Type: All
Range: First to Last
Format: Condensed

Open: N Paid: N Void: N
Rcvd: Y Held: Y Aprv: N
Bid: Y State: Y Other: Y Exempt: Y

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
00019734	11/30/12	10759	QC LABORATORIES	BACTERIOLOGICAL TESTING	Open	267.50	0.00
00020049	11/30/12	18832	ONE CALL CONCEPTS, INC	ONE CALL MESSAGES	Open	42.62	0.00
00020124	12/03/12	18831	POINT CAR WASH	VEHICLE CAR WASHES	Open	432.00	0.00
00020481	11/30/12	18426	POINT TOWING	MAINTENANCE ON CAR #32	Open	145.00	0.00
00020489	11/30/12	00740	THIS AND THAT	LT UNIFORMS - CULMONE	Open	813.00	0.00
00020490	12/05/12	18091	SYSTEMS FOR YOU , INC	ONSITE COMPUTER SERVICE	Open	135.00	0.00
00021048	12/04/12	18433	LANGUAGE SERVICES	INTERPATALK / COURT SESSION	Open	42.00	0.00
00021050	12/04/12	01467	MARC PUBLISHING CO	CROSS REFERENCE DIRECTORY	Open	162.45	0.00
00021415	11/30/12	18443	ATLANTIC FIRE EQUIPMENT CO.INC	INSPECTION - HOOD FIRE SYSTEM	Open	116.00	0.00
00021580	12/03/12	18994	ALLEGRA MARKETING, PRINT/MAIL	CONSTRUCTION PERMIT APPLICATIO	Open	170.00	0.00
00021582	12/04/12	00155	JOHN SCOTT ABBOTT ESQ	ATTENDANCE AT PLANNING MEETING	Open	350.00	0.00
00022115	11/30/12	10665	SAM'S CLUB	JANITORIAL SUPPLIES	Open	150.60	0.00
00022117	11/30/12	01438	GRAINGER, INC	CONTAINER TO TRANSPORT DIESEL	Open	138.50	0.00
00022118	12/05/12	18990	IACONELLI CONTRACTING INC.	DUMPSTER FEES - SANDY	Open	687.50	0.00
00022119	12/05/12	18990	IACONELLI CONTRACTING INC.	DUMPSTER FEES - SANDY	Open	825.00	0.00
00022120	12/05/12	18990	IACONELLI CONTRACTING INC.	DUMPSTER FEES - SANDY	Open	900.00	0.00
00022121	12/05/12	18990	IACONELLI CONTRACTING INC.	DUMPSTER FEES - SANDY	Open	600.00	0.00
00022122	12/05/12	00400	DELTRONICS CORPORATION	PUMP STATION REPAIR - SANDY	Open	1,451.36	0.00
00022124	12/05/12	18991	BLOOM WASTE SERVICES	DUMPSTER FEES - SANDY	Open	350.00	0.00
00022126	12/05/12	18991	BLOOM WASTE SERVICES	DUMPSTER FEES - SANDY	Open	350.00	0.00
00022128	12/05/12	18991	BLOOM WASTE SERVICES	DUMPSTER FEES - SANDY	Open	350.00	0.00
00022129	12/05/12	18990	IACONELLI CONTRACTING INC.	DUMPSTER FEES - SANDY	Open	275.00	0.00
00022132	12/05/12	01438	GRAINGER, INC	SHOVELS - SANDY	Open	503.20	0.00
00022134	12/05/12	18996	KLINE CONSTRUCTION	SAND REMOVAL ST TO BEACH	Open	43,488.00	0.00
00022135	12/05/12	18996	KLINE CONSTRUCTION	SAND REMOVAL ST TO BEACH-SANDY	Open	121,656.00	0.00
00022136	12/05/12	18992	CUMMINS POWER SYSTEMS LLC	WELL #3 REPAIR - SANDY	Open	886.25	0.00
00022139	12/03/12	10535	EMR CORPORATION	HVAC SERVICE - BEACH PATROL	Open	636.56	0.00
00022140	12/05/12	10632	VCS ELECTRONICS SYSTEMS	BORO HALL REPLACEMENT - SANDY	Open	782.25	0.00
00022141	12/05/12	18990	IACONELLI CONTRACTING INC.	DUMPSTER FEES - SANDY	Open	1,465.75	0.00
00022142	12/05/12	18990	IACONELLI CONTRACTING INC.	DUMPSTER FEES - SANDY	Open	275.00	0.00
00022143	12/05/12	18990	IACONELLI CONTRACTING INC.	DUMPSTER FEES - SANDY	Open	1,375.00	0.00
00022144	12/05/12	18991	BLOOM WASTE SERVICES	DUMPSTER FEES - SANDY	Open	350.00	0.00
00022146	12/05/12	10632	VCS ELECTRONICS SYSTEMS	REPLACE RECEPTACLES-FH-SANDY	Open	1,185.75	0.00
00022147	12/05/12	18991	BLOOM WASTE SERVICES	DUMPSTER FEES - SANDY	Open	350.00	0.00
00022150	12/05/12	01356	CATAMARAN MEDIA CO., LLC	WATER METER READING AD AUG	Open	108.00	0.00
00022175	11/30/12	00181	EDMUNDS & ASSOCIATES	ACCOUNTING/TAX SOFTWARE	Open	10,229.00	0.00
00022177	12/03/12	00792	STAPLES CREDIT CARD PLAN	OFFICE SUPPLIES	Open	63.70	0.00
00022181	12/03/12	18502	DELUXE	CURRENT FUND CHECKS	Open	196.50	0.00
00022199	12/03/12	18745	JAMES SWIFT	3RD & 4TH QTR PUBLIC DEFENDER	Open	1,053.50	0.00
00022207	11/30/12	00740	THIS AND THAT	UNIFORMS - ADAMS	Open	465.00	0.00
00022209	11/30/12	18091	SYSTEMS FOR YOU , INC	ONSITE COMPUTER SERVICE	Open	405.00	0.00
00022211	11/30/12	18091	SYSTEMS FOR YOU , INC	ONE SITE COMPUTER SERVICE	Open	180.00	0.00
00022214	12/05/12	10742	G.T.B.M. INC	SERVICE ORDER - FIREWALL	Open	250.00	0.00
00022251	12/03/12	01217	MUNICIPAL CLERKS ASSN OF NJ	MCANJ ANNUAL MEETING 12/12	Open	30.00	0.00
00022351	12/05/12	18990	IACONELLI CONTRACTING INC.	DUMPSTER FEES - SANDY	Open	1,512.50	0.00
00022352	12/05/12	18990	IACONELLI CONTRACTING INC.	DUMPSTER FEES - SANDY	Open	1,375.00	0.00
00022353	12/05/12	18990	IACONELLI CONTRACTING INC.	DUMPSTER FEES - SANDY	Open	1,100.00	0.00
00022354	12/05/12	18990	IACONELLI CONTRACTING INC.	DUMPSTER FEES - SANDY	Open	10,950.00	0.00
00022355	12/05/12	18990	IACONELLI CONTRACTING INC.	DUMPSTER FEE - SANDY	Open	2,100.00	0.00
00022356	12/05/12	18990	IACONELLI CONTRACTING INC.	DUMPSTER FEES - SANDY	Open	687.50	0.00

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
00022357	12/05/12	10632	VCS ELECTRONICS SYSTEMS	REPAIR GAZEBO RECEPTACLES-SNDY	Open	456.00	0.00
00022358	12/05/12	18991	BLOOM WASTE SERVICES	DUMPSTER FEES - SANDY	Open	350.00	0.00
00022359	12/04/12	18767	PEACH COUNTRY TRACTOR, INC	PARTS FOR BEACH TRACTOR	Open	44.68	0.00
00022360	12/05/12	01438	GRAINGER, INC	REPLACE DEHUMIDIFIER - SANDY	Open	333.75	0.00
00022361	12/04/12	01034	CLEGG'S GARAGE	FUEL FILTER/SEPARATOR 1991 FRD	Open	212.21	0.00
00022363	12/05/12	18996	KLINE CONSTRUCTION	REMOVE SAND ST TO BEACH-SANDY	Open	57,970.00	0.00
00022364	12/05/12	18996	KLINE CONSTRUCTION	SAND REMOVAL ST TO BEACH-SANDY	Open	43,904.00	0.00
00022365	12/05/12	18996	KLINE CONSTRUCTION	EQUIPMENT REMOVAL - SANDY	Open	1,260.00	0.00
00022366	12/05/12	18996	KLINE CONSTRUCTION	EQUIPMENT REMOVAL - SANDY	Open	4,940.00	0.00
00022367	12/05/12	01297	C & D INSTRUMENT SERVICES LLC	SERVICE CALL FLOWMETER-SANDY	Open	363.00	0.00
00022370	12/04/12	18472	PETROLEUM TRADERS CORPORATION	FUEL	Open	5,007.36	0.00
00022402	12/03/12	18373	COMCAST CABLE	INTERNET SERVICE - BORO HALL	Open	67.08	0.00
00022403	12/03/12	18779	PARKER MCCAY P.A.	PROFESSIONAL SERVICES - LEGAL	Open	70.00	0.00
00022404	12/03/12	00200	PITNEY BOWES	QTRLY POSTAGE MACHINE RENTAL	Open	708.00	0.00
00022405	12/03/12	01461	STETSON & CO	COFFEE - BOROUGH HALL	Open	79.00	0.00
00022406	12/03/12	18614	MAGELLAN HILL TECHNOLOGIES	MONTHLY TELEPHONE SERVICE	Open	1,814.37	0.00
00022407	12/03/12	01478	HARLEYSVILLE LIFE INS CO	4TH QTR LIFE INSURANCE	Open	542.95	0.00
00022408	12/03/12	18670	WATCHUNG SPRING WATER CO, INC.	WATER BOTTLES	Open	51.89	0.00
00022409	12/03/12	18829	STERNS & WEINROTH	PROFESSIONAL SERVICES	Open	4,047.54	0.00
00022410	12/03/12	18639	SHRM	2013 MEMBERSHIP DUES	Open	180.00	0.00
00022411	12/03/12	10813	SCHOPPY, INC.	CASTINGS FOR BENCHES	Open	109.74	0.00
00022412	12/03/12	18993	HAZEL MUELLER	RETIRMENT DINNER - KUEHNER	Open	40.00	0.00
00022413	12/03/12	10641	VERIZON	MONTHLY TELEPHONE SERVICE	Open	194.75	0.00
00022414	12/05/12	00696	SOUTH JERSEY OVERHEAD DOOR CO	FIREHOUSE DOOR REPAIR - SANDY	Open	2,124.50	0.00
00022415	12/05/12	18485	OTIS ELEVATOR	ELEVATOR REPAIR - SANDY	Open	602.32	0.00
00022416	12/05/12	00792	STAPLES CREDIT CARD PLAN	ENGINEERING PLANS COPIED	Open	43.08	0.00
00022451	12/04/12	18969	SJ MUNICIPAL TAX CONSULTING	TAX CONSULTING SERVICE	Open	385.00	0.00
12-00002	01/17/12	18485	OTIS ELEVATOR	ELEVATOR MAINTENANCE JAN-DEC	Open	180.00	0.00
12-00003	01/17/12	18910	WELLS FARGO FINANCIAL LEASING	COPIER LEASE - BUILDING DEPT	Open	161.17	0.00
12-00004	01/17/12	18373	COMCAST CABLE	INTERNET/TV - PUBLIC WORKS	Open	92.77	0.00
12-00006	01/17/12	18731	KEY EQUIPMENT FINANCE	COPIER LEASE - POLICE DPET	Open	110.00	0.00
12-00007	01/17/12	18731	KEY EQUIPMENT FINANCE	COPIER LEASE - CLERK'S OFFICE	Open	142.84	0.00
12-00010	01/17/12	18373	COMCAST CABLE	INTERNET SERVICES - FIRE DEPT	Open	67.08	0.00
12-00014	01/17/12	18869	HORIZON EYE CARE	VISION CARE FOR BORO EMPLOYEES	Open	249.75	0.00
12-00051	05/23/12	18815	RICHARD CARTER	ENGINEERING SERVICES MAY-DEC	Open	6,000.00	0.00
12-00064	07/27/12	18335	ACTION JANITORIAL, INC	JANITORIAL SERVICES JULY-DEC	Open	1,239.00	0.00
12-00084	10/03/12	18307	NORRIS SALES COMPANY, INC	RENTAL 60' TELESCOPIC BOOM	Open	1,907.00	0.00
12-00087	10/18/12	18062	GARDEN STATE HWY PROD	STREET SIGNS	Open	1,256.10	0.00
12-00089	11/07/12	00378	GENERAL CODE PUBLISHERS CORP	CODIFICATION	Open	3,838.54	0.00
12-00093	11/21/12	18911	AIR & GAS TECHNOLOGIES	FIRE DEPT SUPPLIES	Open	938.44	0.00

Total Purchase Orders: 91 Total P.O. Line Items: 117 Total List Amount: 354,496.90 Total Void Amount: 0.00

Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total
CURRENT FUND	2-01	353,940.28	0.00	353,940.28	0.00
Utility Department	2-09	556.62	0.00	556.62	0.00
Total of All Funds:		<u>354,496.90</u>	<u>0.00</u>	<u>354,496.90</u>	<u>0.00</u>

Additional Wire Transfers/ Manual Checks:

CURRENT FUND:

United States Postal Service \$500.00

UTILITY FUND:

UNEMPLOYMENT FUND:

RECREATION FUND:

ANIMAL CONTROL FUND:

TOTAL FOR ALL FUNDS.....\$354,996.90

