

## **WORKSHOP AGENDA**

### **CITY COUNCIL**

**NOVEMBER 26, 2019**

**5:30 PM**

1. GREEN TEAM PRESENTATION/ANNETTE BENANTI
2. SCHEDULING 2020 COUNCIL MEETINGS/CITY COUNCIL
3. BOARD UPDATES/CITY COUNCIL
4. REVIEW OF REGULAR MEETING AGENDA

### **EXECUTIVE SESSION:**

1. CONTRACT NEGOTIATIONS
  - A. GRANT WRITING SERVICES/GEORGE JACKSON
  - B. UNION CONTRACT UPDATE/GEORGE JACKSON  
(TENTATIVE)
  - C. OCEAN GATE/LOU RAINONE, ESQ.
2. PERSONNEL MATTERS
  - A. ZONING BOARD/CITY CLERK

# **ADMINISTRATIVE AGENDA**

## **CITY COUNCIL**

### **CITY OF LONG BRANCH**

**NOVEMBER 26, 2019 (TUESDAY)**

**7:30 P.M.**

#### **ROLL CALL:**

**MARIO VIEIRA, COUNCILMAN  
DR. ANITA VOOGT, COUNCILWOMAN  
ROSE WIDDIS, COUNCILWOMAN  
DR. MARY JANE CELLI, COUNCIL VICE PRESIDENT  
BILL DANGLER, COUNCIL PRESIDENT**

#### **PLEDGE OF ALLEGIANCE**

**\*\*\*\*\***

THE MAYOR, COUNCIL AND ADMINISTRATION OF THE CITY OF LONG BRANCH ARE COMMITTED TO CULTIVATING AN ENVIRONMENT OF MUTUAL TRUST AND RESPECT, AND TO VALUE THE DIVERSITY WHICH EXISTS IN OUR COMMUNITY. WE WILL STRIVE TO ENHANCE THE QUALITY OF LIFE FOR ALL WHO LIVE HERE, BY MAKING LONG BRANCH A DESIRABLE PLACE IN WHICH TO LIVE, LEARN, PLAY AND PROSPER

**\*\*\*\*\***

#### **CERTIFICATION BY CLERK**

#### **PRESENTATIONS:**

1. LONG BRANCH MARCHING BAND
2. TARA SULLIVAN – DECEMBER 2019 EMPLOYEE OF THE MONTH

#### **READING AND APPROVAL OF PREVIOUS MINUTES**

NOVEMBER 13, 2019

**CONSIDERATION OF ORDINANCES:**  
**PUBLIC HEARING AND FINAL CONSIDERATION:**

NONE

**ORDINANCES FOR INTRODUCTION: PUBLIC HEARING SCHEDULED FOR  
DECEMBER 11, 2019**

#19-19 ORDINANCE AMENDING ARTICLE 325, TRAFFIC, OF THE CODE OF THE CITY OF LONG BRANCH (PARKING OF COMMERCIAL VEHICLES, RESIDENTIAL PARKING AND REGULATION OF SEMI-PUBLIC PROPERTY)

**PUBLIC PARTICIPATION:**

**RESOLUTIONS:**

R216-19 RESOLUTION CALLING FOR STUDY COMMISSION TO REVIEW THE OPEN PUBLIC RECORDS ACT

R217-19 RESOLUTION STORAGE LOCKERS, BATHHOUSES AND CABANAS – 2020 SUMMER SEASON

R218-19 RESOLUTION APPOINTING SPECIAL LAW ENFORCEMENT OFFICERS CLASS II FOR THE CITY OF LONG BRANCH

R219-19 RESOLUTION AUTHORIZING THE MAYOR TO SIGN A MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF LONG BRANCH AND NEW JERSEY SMALL BUSINESS DEVELOPMENT CENTER AT BROOKDALE COMMUNITY COLLEGE AND BROOKDALE COMMUNITY COLLEGE

R220-19 RESOLUTION REDUCING REQUIRED PERFORMANCE GUARANTEES (BLOCK 222, LOTS 1-14, 15.01, 15.02, 22 & 23)

R221-19 RESOLUTION APPROVAL PAYMENT OF BILLS

R222-19 RESOLUTION AUTHORIZING AND DIRECTING THE PLANNING BOARD OF THE CITY OF LONG BRANCH TO CONDUCT A PRELIMINARY

INVESTIGATION TO DETERMINE WHETHER THE PROPOSED STUDY AREA,  
WHICH INCLUDES THE PROPERTIES IDENTIFIED AS BLOCK 268 LOTS 6, 7,  
32 & 33

**APPLICATIONS:**

1. APPROVAL OF HONORARY MEMBERSHIP FOR RACHEL PASSEGGIO IN THE NEPTUNE HOSE CO.
2. APPROVAL OF ACTIVE MEMBERSHIP FOR AARON CHARLES PINGITORE IN THE WEST END ENGINE CO.
3. APPROVAL OF 2020 TAXI MEDALLIONS

**MISCELLANEOUS BUSINESS FOR THE GOOD OF THE ORDER**

**ADJOURNMENT**

19-19

AN ORDINANCE AMENDING ARTICLE 325, TRAFFIC, OF THE  
CODE OF THE CITY OF LONG BRANCH (PARKING OF  
COMMERCIAL VEHICLES, RESIDENTIAL PARKING AND  
REGULATION OF SEMI-PUBLIC PROPERTY)

BE IT ORDAINED, by the City Council of the City of Long Branch that Article 325-of the Code of the City of Long Branch is hereby amended and supplemented as follows:

SECTION I.

§ 325-3. Parking is hereby amended to read as follows:

325-3

- A. Regulations not exclusive. The provisions of this chapter imposing a time limit on parking shall not relieve any person of the duty to observe other more restrictive provisions prohibiting or limiting the stopping, standing or parking of vehicles as set forth in N.J.S.A. 39:4-138, any other New Jersey statute or as hereinafter provided.
- B. Parking prohibited during state of emergency.
  - (1) Whenever snow has fallen and the accumulation is such that it covers the street or highway,  
no vehicle shall be parked on any of the streets or parts of streets described in
    - Schedule I  
(§ 325 25) attached to and made a part of this chapter.
  - (2) The above parking prohibitions shall remain in effect after the snow has ceased until the streets have been plowed sufficiently and to the extent that parking will not interfere with the normal flow of traffic.
  - (3) Upon the declaration of an emergency, there shall be no parking upon streets or sections of streets where temporary EMERGENCY NO PARKING signs are displayed. The Director of the Office of Emergency Management or, in his absence, his designee is authorized to declare an emergency and to direct the posting of EMERGENCY NO PARKING signs when weather conditions, accidents, fires, public celebrations, etc., dictate or require the avoidance of hazards or other conditions which interfere with the free flow of traffic. Notification that EMERGENCY NO PARKING signs are being or will be posted shall be given to the operator or owner of any vehicle which has been parked prior to the posting of the signs.  
[Amended 3-26-1996 by Ord. No. 10-96]
  - (4) Any unoccupied vehicle parked or standing in violation of this section shall be deemed a nuisance and a menace to the safe and proper regulation of traffic, and any peace officer may provide for the removal of such vehicle. The owner shall pay the reasonable costs of removal and storage which may result from such removal before regaining possession of the vehicle.
  - (5) The effectiveness of this subsection is contingent upon signs being erected as required by law.

- C. Parking prohibited at all times on certain streets. No person shall park a vehicle at any time upon any of the streets or parts thereof described in Schedule II (§ 325-26) attached to and made a part of this chapter.
- D. Parking prohibited during certain hours on certain streets. No person shall park a vehicle between the hours specified in Schedule III of any day, except Sundays and public holidays, upon any of the streets or parts of streets described in Schedule III (§ 325-27) attached to and made a part of this chapter.
- E. Parking prohibited during certain hours during certain times of the year. No person shall park a vehicle between the hours specified in Schedule IV of any day, except Sundays and public holidays, between such dates specified in Schedule IV, upon any of the streets or parts of streets described in Schedule IV (§ 325-28) attached to and made a part of this chapter.  
[Amended 3-10-1981 by Ord. No. 1008]
- F. Parking prohibited during certain additional hours during certain additional times of the year. No person shall park a vehicle between the hours specified in Schedule IVA of any day, except Sundays and public holidays, upon any of the streets or parts of streets described in Schedule IVA (§ 325-29) attached to and made a part of this chapter.

[4]

- G. Parking time limited on certain streets. No person shall park a vehicle for longer than the time limit shown in Schedule V at any time between the hours listed in Schedule V of any day, except Sundays and public holidays, upon any of the streets or parts of streets described in Schedule V (§ 325-30) attached to and made a part of this chapter.
- H. Alternate side of the street parking. No person shall park a vehicle between the hours specified in Schedule XIX of any day, except Sundays and public holidays, upon any of the streets or parts of streets described in Schedule XIX (§ 325-45) attached to and made a part of this chapter.  
[Added 11-28-1986 by Ord.No.1300]
- I. No stopping or standing. No person shall stop or park or permit his vehicle to stand at locations or on streets set forth in Schedule XIV (§ 325-40) attached to and made a part of this chapter.  
[Added 7-11-1972 by Ord.No. 648]
- J. Loading zones. Pursuant to the provisions of N.J.S.A. 39:4-197, the areas described in Schedule XVII (§ 325-43) attached to and made a part of this chapter are hereby designated as loading zones.  
There shall be no parking in these areas except for the surplus of commercial loading and unloading.  
LOADING ZONE, NO PARKING signs shall be installed as provided therein.  
[Added 8-19-1980 by Ord.No. 990]
- K. Restricted parking.
- (1) No person, other than those persons who have been issued special vehicle identification cards by the Division of Motor Vehicles, shall be permitted to park a vehicle upon any of the streets or parts of streets described in

Schedule XVIII (§ 325 44) attached to and made a part of this chapter. All vehicles in these spaces will park at a forty-five-degree angle.  
[Added 6-23-1981 by Ord. No. 1028]

- (2) Penalty for restricted parking. Unless otherwise set forth, any person or violator of this section shall be subject to the penalty as provided by N.J.S.A. 39:4-197(3)c.

L. Prohibited parking certain vehicles, equipment and trailers.

[Amended 4-11-1995 by Ord. No. 16-95; 8-8-1995 by Ord. No. 32-95]

- (1) No truck, tow truck, bus, tractor-trailer or trailer body of any kind, vacation home or camper trailer, coach or similar vehicle of any kind, with a manufacturer's gross vehicle weight rating in excess of 8,000 pounds, shall be parked on any street in any zone or any boat or boat trailer of any size shall be parked on any street in any zone between the hours of 8:00 p.m. and 7:00 a.m. The foregoing restrictions shall also apply to the parking of any vehicles, regardless of weight rating, that have roof storage of ladders, scaffolding, other equipment, materials or items which overhang either the front or rear bumper of the vehicle, extending beyond said bumper or bumpers of the vehicle. Construction trailers or equipment upon approval of the Director of Public Safety or the Chief Police Officer may be permitted to be parked on any street in any zone during the construction of the principal structure therein and shall be removed at the completion of the principal structure. The location of the parked trailer or equipment will be coordinated with the Traffic Division and will comply with state and local laws. In the event that a safety problem arises, the trailer or equipment can be required to be relocated or removed from the roadway at any time.

- (2) No commercial vehicle, trailer, truck, van, taxi, bus (school or otherwise), tow truck, limousine, recreational vehicle or vehicle, trailer, truck, van, taxi, bus (school or otherwise), tow truck, limousine, recreational vehicle with lettering or design showing the name and/or contact information of a commercial service thereon (a "prohibited vehicle") may park on streets within the City between the hours of 8:00pm and 7:00 AM, seven (7) days a week, without a permit issued in accordance with this ordinance. "Commercial Vehicle" is defined as any commercial vehicle which is registered or is required to be registered as a commercial vehicle either by the State of New Jersey or the state in which the vehicle is registered. Permits shall be issued by the Director of Public Safety, or their designee, under the following conditions:

A) A resident of the City may apply for and receive a permit allowing the parking of a Prohibited Vehicle within the city on the following conditions:

- (1) the vehicle registration and applicant's drivers license must bear the same address within the City of Long Branch under which the permit is to be issued.
- (2) No more than one permit shall be issued per residence or postal address.

(2)(3) This prohibition shall not apply to service vehicles parked during the performance of said Services at the location in question. On call status shall not be considered the performance of a service.

(3)(4) Any vehicle, boat, equipment or trailer in violation of this subsection, after being cited, may be impounded by any police officer. The owner shall pay the cost of any towing and storage as set forth in Chapter 316, Towing, § 316-5, Fees and charges.

(4)(5) The penalty for violations of this subsection shall be governed by § 325-23.  
[Amended 10-27-1998 by Ord.No. 36-98]

M. Prohibited off-street parking.  
[Added 3-9-1999 by Ord. No. 18-99]

- (1) The parking of vehicles, of any nature, on any off-street property in the City shall be prohibited unless the parking occurs in an area defined pursuant to Code § 345-42, Off-street parking regulations.
- (2) The enforcing authority for this subsection is granted to the Police Department of the City of Long Branch, the Fire Prevention Bureau and the Zoning Officer.
- (3) The fine for a violation of this subsection shall be up to \$500 per offense. A court appearance shall be required for any summons issued pursuant to this subsection.

N. Angled parking. Angled parking shall be permitted on streets as designated in § 325-51, Schedule XXV: Angled Parking, attached hereto and made a part of this chapter. Failure to park in the manner as required by this section may be the subject of a summons issued by the enforcing authority of this chapter with penalties for violations governed by § 325-23.

## SECTION II

Section 325-15E of the Code of the City of Long Branch is hereby repealed

## SECTION III

§ 325-24.1. Residential parking program. [Added 4-28-1998 by Ord. No.10-98]

A. Program established.

- (1) ~~Between the hours of 7:00 a.m. and 5:00 p.m. Monday through Friday,~~  
it shall be unlawful to park any motor vehicle without a valid permit as



provided for herein on a street marked and designated "Resident Permit Parking Only."

- (2) The governing body shall determine by ordinance the streets to be designated as "Resident Permit Parking Only."
- (3) Emergency and public utility vehicles may park within the permit parking area during the time they are rendering service for repairs within the permit parking area.
- (4) Contractors, service and delivery vehicles bearing the name and address of a commercial business may park without a permit during the time they are rendering service to a residence within the permit parking area.

B. Issuance of permits.

- (1) Residential parking permits shall be issued by the Director of Public Safety of the City of Long Branch, or his designee, to residents of the City of Long Branch who own or lease one or more passenger motor vehicles.
- (2) The passenger motor vehicles must be registered to the dwelling unit resident on a street designated as "Resident Permit Parking Only."
- (3) Applications for resident permit parking under this section shall be made in writing on a form supplied by the Director of Public Safety, or his designee, of the City of Long Branch.
- (4) The design of the permit and its placement on or in the vehicle shall be determined by the Director of Public Safety, or his designee.
- (5) ~~Residents may, under special conditions, request and receive additional permits from the Police Department for special events. The permit will be good for the day requested during the hours of the even only.~~
- (5)(6) Once an application is approved, an area/zone specific decal will be affixed to the vehicle which are only valid in the specific area/zone for which they are issued.

C. ~~Visitor permits.~~

- (1) ~~Two visitor permits shall be issued to each residential unit whether or not a resident parking permit has been issued.~~
- (2) ~~Visitor parking permits are authorized only for visitors to residents for the City of Long Branch. It shall be unlawful to lend, lease or sell such permits or use them for any purpose not permitted by this section~~

(3)

BE IT FURTHER ORDAINED that this ordinance shall take effect upon adoption and approval in a time and manner prescribed by law, except that the provisions of Section I hereof shall take effect on the 60<sup>th</sup> day following adoption and approval.

**Resolution Calling for Study Commission to Review the Open Public Records Act**

**WHEREAS**, the City of Long Branch strongly believes in and supports open transparent government, and that citizens and residents have the right to be informed about the workings of government in order to best participate in a democracy; and

**WHEREAS**, on January 8, 2002 then Acting Governor DiFrancesco signed into law the Open Public Records Act (OPRA) which mandates that government records shall be available, with limited exceptions, for public access and simplifying the procedures for requesting such specific records; and

**WHEREAS**, the intent of the law was to provide the public with easy access to government records with an uncomplicated process for obtaining the records and eliminating bureaucratic red tape; and

**WHEREAS**, over the course of 18 years OPRA has been a positive light, but it has also been fraught with abuse and misuse, and has become an unanticipated financial cost to the taxpayers of New Jersey; and

**WHEREAS**, the City of Long Branch has labored under a well-intended law that has spiraled out of control, due to the volume and nature of requests, the cost to taxpayers in responding to the requests, and the potential liability in having to pay disproportionate prevailing party attorney's fees should the requests turn into litigated matters, as well as the liability in determining which documents shall be released, with or without redaction, while attempting to maintain individual privacy; and

**WHEREAS**, it is not only the volume of OPRA requests that challenge our resources, but it is also the cost associated with reviewing, retrieving, and processing the OPRA request(s) by public entity personnel and counsel and possibly defending our action(s) before the Government Records Council or in Superior Court; and

**WHEREAS**, the City of Long Branch received and responded to 648 OPRA requests in 2017, 729 OPRA requests in 2018, and to date has received and responded to 632 OPRA requests as of September 1, 2019; and

**WHEREAS**, the City of Long Branch municipal staff has spent numerous amount of hours responding to OPRA requests received in 2019; and

**WHEREAS**, due to the often conflicting case law and Government Record Council decisions, as well as the unique characteristics of OPRA request, the City of Long Branch must often times rely on the municipal attorney to review certain OPRA requests, resulting in additional fees; and

**WHEREAS**, with limited exceptions OPRA has not been amended to address the clear and apparent advancement in technology that has changed the way government records are created, stored, and/or transmitted; the various interpretive decisions; privacy concerns; abuse for commercial gain; and/or the ever increasing cost to taxpayers; and

**WHEREAS**, as the current law approaches its twentieth (20<sup>th</sup>) anniversary it has outgrown its original intended use and has become ripe for comprehensive review and reform;

**NOW, THEREFORE BE IT RESOLVED** that the governing body of the City of Long Branch appeals to the legislature to form a Commission comprised of Mayors, Municipal Clerks, Municipal Managers, Attorneys, Police Chiefs, open government advocates, privacy experts, members of the media, citizens and other appropriate stakeholders, to review and examine the effects of OPRA on local government and the needs to be fulfilled by the law, and use the Commission's findings to perform a comprehensive reform of OPRA; and

**BE IT FURTHER RESOLVED**, that copies of this resolution be forwarded to (*insert names of Assembly Representatives*), (*insert name of Senator*), Assembly Speaker Craig Coughlin, Senate President Stephen Sweeney, Senator Weinberg, Executive Director of the Government Records Council, the Governor of the State of New Jersey, the Municipal Clerks Association of New Jersey and New Jersey State League of Municipalities.

MOVED:

SECONDED:

AYES:

NAYES:

ABSENT:

ABSTAIN:

## Distribution List

Your State Senator and Assembly Representatives (information can be found at [www.njleg.state.nj.us/members/legsearch.asp](http://www.njleg.state.nj.us/members/legsearch.asp))

Hon. Phil Murphy  
Governor, State of New Jersey  
State House  
PO Box 001  
Trenton, NJ 08625

Hon. Stephen Sweeney  
Senate President  
Senate District 3  
935 Kings Highway  
Suite 400  
West Deptford, NJ 08086  
[sensweeney@njleg.org](mailto:sensweeney@njleg.org)

Hon. Craig Coughlin  
Assembly Speaker  
Assembly District 19  
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Woodbridge, NJ 07095  
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Hon. Loretta Weinberg  
Senator, District 37  
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Teaneck, NJ 07666  
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88 Inskip Ave  
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NJLM  
222 West State Street  
Trenton, NJ 08608  
[lbuckelew@njlm.org](mailto:lbuckelew@njlm.org)

**RESOLUTION # 217-19**  
**STORAGE LOCKERS, BATHHOUSES**  
**AND CABANAS – 2020 SUMMER SEASON**

**WHEREAS**, on March 10, 2015 the City Council of the City of Long Branch adopted Resolution #60-15 setting forth terms and conditions for the rental of storage lockers, bathhouses and cabanas within the City of Long Branch; and

**WHEREAS**, the resolution states that the City will advertise the availability of rental of said storage lockers, bathhouses and cabanas by posting on the website of the City of Long Branch, using various types of social media available to the City for advertising said rental.

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Long Branch as follows:

- Existing renters shall have the first right to renew their storage lockers for the following season until March 1<sup>st</sup> after which rentals shall be made on a first come , first served basis
- Storage Locker, Bathhouses and Cabanas shall be rented on a first come first served basis beginning March 14, 2020 from 9:00 am through 1:00 pm at the Long Branch Recreation Department located at the Bucky James Community Center, 231 Wilbur Ray Boulevard, Long Branch, NJ
- All approved applicants shall be required to pay the full rental price in advance by cash or personal check and sign a lease
- Annual rental for the storage locker shall be \$400.00
- Annual rental for a bathhouse shall be \$1,050.00
- Annual rental for a cabana house shall be \$3,000.00
- Rental of the Storage Locker, Bathhouses and Cabanas shall be for the beach season which is Memorial Day through Labor Day from dawn until dusk on a daily basis throughout the beach season
- Any violations of the rules governing the beaches of the City by a renter shall be subject to termination of the rental agreement at the sole

discretion of the City Business Administration which includes but is not limited to termination of the rental agreement and forfeiture of any monies paid as of that date

**BE IT FURTHER RESOLVED** that the terms and conditions are listed on the lease agreement and also in the City's code book, Chapter 116, section 8.

**MOVED:**

**SECONDED:**

**AYES:**

**NAYES:**

**ABSENT:**

**ABSTAIN:**

R# 218-19

**RESOLUTION APPOINTING  
SPECIAL LAW ENFORCEMENT OFFICERS CLASS II FOR THE CITY  
OF LONG BRANCH**

**BE IT RESOLVED** by the City Council of the City of Long Branch that they hereby appoint the following individuals as Special Law Enforcement Officers Class II for the City of Long Branch:

Robert Mendez  
Kevin Donegan  
Frank Skovran  
Thomas Wright  
Erik Stumpf  
Mathew Sanchez  
Victor Vargas-Cruz  
Michael DeCristofaro  
Alexander Martino  
Preston "PJ" Mellaci  
Jack Meany  
Sergio Llerandes

**BE IT FURTHER RESOLVED** that the effective date of the appointment shall be November 26, 2019

**MOVED:**

**SECONDED:**

**AYES:**

**NAYES:**

**ABSENT:**

**ABSTAIN:**

**RESOLUTION AUTHORIZING THE MAYOR  
TO SIGN A MEMORANDUM OF AGREEMENT BETWEEN  
THE CITY OF LONG BRANCH AND NEW JERSEY SMALL BUSINESS DEVELOPMENT  
CENTER AT BROOKDALE COMMUNITY COLLEGE AND BROOKDALE COMMUNITY  
COLLEGE**

**WHEREAS**, the NJSBCD and Brookdale wishes to enter into an MOA with the City for purposes of providing an educational services and training programs to students at the College's Long Branch, NJ higher education center; and

**WHEREAS**, the MOA is entered in order to provide students and community members with an opportunity to participate in the Educational Entrepreneurial Certificate Program (ECP) and related training services provided by the NJSBDC and Brookdale as outlined in the MOA attached hereto and made part of this resolution

**WHEREAS**, the MOA will be effective from October 1, 2019 through September 30, 2020 and the City shall provide the College \$600 per student for business certification for a total of ten students of low to moderate income. The base cost to the City will be a total of up to \$6,000 per year based on successful completion of the training by students (10); and

**WHEREAS**, the Chief Financial Officer of the City of Long Branch has certified, in accordance with the certification of funds form annexed hereto, that funds for this contract are available in the Budget, Line Item H-02-044-252, in the amount of \$6,000.00.

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Long Branch that they hereby authorize the Mayor and City Clerk to sign the Deed of Easement and the Seller's Residency Certificate/Exemption on the above entitled property that is attached hereto and made a part of this resolution.

**MOVED:**  
**SECONDED:**

**AYES:**  
**NAYES:**  
**ABSENT:**  
**ABSTAIN:**





**Memorandum of Agreement**

**Between**

**City of Long Branch**

**New Jersey Small Business Development Center at Brookdale Community College**

**and**

**Brookdale Community College**

This Memorandum of Agreement dated \_\_\_\_\_, 2019 (MOA) sets for the terms and understanding between the City of Long Branch, a municipal corporation of the State of New Jersey, with offices located at 344 Broadway, Long Branch, NJ 07740 (the "City"), the New Jersey Small Business Development Center at Brookdale Community College/NJSBDC with an office located at 765 Newman Springs Road, Lincroft, NJ, 07738 (the "NJSBDC") and Brookdale Community College, an institution of higher education with its main campus located at 765 Newman Springs Road, Lincroft, NJ, 07738 (the "College") (Collectively, the "Parties").

**WITNESSETH:**

**WHEREAS**, the NJSBCD and College have developed and established an approved educational entrepreneurial certificate program ("ECP"); and

**WHEREAS**, both the NJSBDC and College desire to enter into this MOA with the City for purposes of providing an educational services and training programs to students at the College's Long Branch, NJ higher education center; and

**WHEREAS**, pursuant to the Interlocal Services Act (N.J.S.A. 40A:65-1 et. seq.), the Parties are willing to enter this MOA in order to provide students and community members with an opportunity to participate in the ECP and related training services provided by the NJSBDC and College as outlined herein.

**NOW THEREFORE**, intending to be legally bound, the Parties hereto agree as follows:

1. **Term.** This MOA is effective October 1, 2019 through September 30, 2020 unless terminated by any Party, for any reason, in writing, at least thirty (30) days in advance of termination. In

the event of termination, compensation shall be based upon verification that the certification requirements have been completed on a per student basis.

2. **Responsibilities.** During the Term of this MOA, the City shall provide the College \$600 per student for business certification for a total of ten (10) students of low to moderate-income. The base cost to the City will be a total of up to \$6,000 per year based on successful completion of the training by the students (10).

Commencing November, 2019, the College will provide training during a three (3) month period or until such time as the requirements for business certification have been met.

The City and the College will agree upon all qualifying procedures necessary for student enrollment and courses required as per the accredited standards.

The College will employ the necessary staff and licensed assistance from NJBDC to provide the training required for successful completion of the program.

The College's instructors, professors and staff will document all activities on a regular basis and will submit all documents/reports along with voucher for verification of payment by the City to the College.

The College reserves the right to terminate any student who does not meet or abide by the rules, regulations and policies of the College.

The College shall furnish all necessary books, materials and equipment necessary to complete the training.

Travel and or transportation to the College will be the responsibility of the students.

The Parties represent that they have the authority, power and right to enter into this MOA and the Parties, individually, set forth affirmatively that it has done all things as required by New Jersey State Law to enter into this MOA.

3. **Nature of the Relationship of the Parties.** The City, NJBDC and the College are independent entities and not considered an agent of the other parties. The College is performing its services under this MOA as a public entity pursuant to the Interlocal Service Act and not as a private independent contractor. As such, the College and its employees retain all privileges and immunities accorded to a public entity under the law, including, but not limited to the New Jersey Torts Claims Act, N.J.S.A. 59:1-1 et seq.
4. **Non-Discrimination.** The Parties agree that there shall be no discrimination in the performance of this MOA against any employee, patient or other person by reason of the individual's race, color, religion, sex, sexual preference, handicap, age, national origin, or ability to pay or source of payment. The Parties shall comply with the requirements of Title VII of the Civil

Rights Act of 1964, as amended, New Jersey's Law Against Discrimination, and with all applicable federal, state and municipal laws.

5. Indemnification. To the fullest extent permitted by applicable law, the NJSBDC and College shall indemnify, defend and hold the City and its employees, agents and members of its staff harmless from any and all liability of every nature and description, including but not limited to property damage or personal injuries including death, to the extent caused by the negligent acts or omissions or willful misconduct of the NJSBDC and/or College or its employees, agents, staff or students arising from the program or the performance of this MOA except if caused by the City's negligence or willful misconduct.

To the fullest extent permitted by applicable law, the City shall indemnify, defend and hold the NJSBDC and College and its employees, agents and students harmless from any and all liability of every nature and description, including but not limited to property damage or personal injuries including death, to the extent caused by the negligent acts or omissions or willful misconduct of the City or its employees, agents or staff arising from the program or the performance of this MOA except if caused by the NJSBDC and/or College's negligence or willful misconduct.

6. Amendments. This MOA may be amended at any time by a written amendment signed by the Parties.
7. Conflict/Choice of Laws. The MOA has been executed, delivered, and is intended to be performed in the State of New Jersey. The MOA shall be governed by and interpreted in accordance with the laws of the State of New Jersey.
8. Venue. The venue for any litigation between the parties hereto arising out of or resulting from this MOA is Monmouth County, New Jersey, and the parties hereto irrevocably submit themselves to the jurisdiction of the Superior Court in Monmouth County, New Jersey, and waive any right that they have or may have to any other jurisdiction.
9. Invalid Provision. In the event that any portion of this MOA shall be determined to be invalid or unenforceable, the remainder of this MOA shall be deemed to continue to be binding upon the parties hereto in the same manner as if the invalid or unenforceable provision were not a part of this MOA.
10. Waiver. None of the provisions of this MOA may be waived orally or by any course of dealing, but only by an instrument in writing signed by the party to be charged with such change or waiver.
11. Delay. No failure or delay on the part of the Parties in exercising any right, remedy or power under or in connection with this MOA shall operate as a waiver thereof; nor shall any single or partial exercise thereof preclude any further or other exercise of the same or any other right, remedy or power.

12. Counterparts and Signatures. This MOA may be executed in counterparts, each of which shall be deemed an original, but all of which together shall constitute a single, enforceable instrument. Facsimile, PDF or scanned copies sent by email of this MOA and any signatures thereon shall be considered for all purposes as original signatures.

**IN WITNESS WHEREOF,** the authorized representatives of the Parties have executed this MOA on the date(s) indicated below with an effective date of October 1, 2019.

**ACCEPTED AND AGREED:**

Attested By:


**CITY OF LONG BRANCH**

\_\_\_\_\_  
Kathy L. Schmelz, City Clerk

\_\_\_\_\_  
John Pallone, Mayor

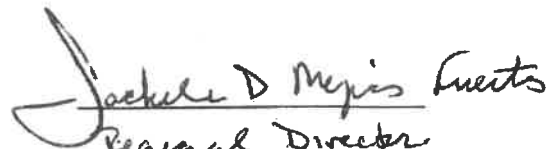
Attested By:

**BROOKDALE COMMUNITY COLLEGE**

\_\_\_\_\_  
  
Dr. David M. Stout, President

Attested By:

**NJSBDC at BROOKDALE COMMUNITY COLLEGE**

\_\_\_\_\_  
  
Regional Director

**CITY OF LONG BRANCH  
OFFICE OF THE FINANCE DIRECTOR  
344 BROADWAY  
LONG BRANCH, NJ 07740**

**CERTIFICATION OF CHIEF FINANCIAL OFFICER**

As the Chief Financial Officer of the City of Long Branch, I certify that funds are available for award of the following contracts/agreements:

**BROOKDALE COMMUNITY COLLEGE  
AGREEMENT TO CERTIFY STUDENTS FOR BUSINESS START UP**

Said contract being made as follows:

**BROOKDALE COMMUNITY COLLEGE \$6,000.00**

Said funds being available in the form of:

**#H-02-044-252, \$6,000.00**



Michael Martin, Chief Financial Officer

11/18/19

Date

R# 220-19

## RESOLUTION REDUCING REQUIRED PERFORMANCE GUARANTEES

Project: Pier Village Phase III Urban Renewal  
Block: 222  
Lot: 1-14, 15.01, 15.02, 22 & 23

WHEREAS the City Engineers, CME and Associates, recommend the Performance guarantee on the above referenced project be reduced, and,

WHEREAS said reduction creates an excess deposit for said guarantees on said project, and,

WHEREAS the applicant has requested the reduction.

NOW THEREFORE BE IT RESOLVED by the Council of the City of Long Branch that the performance guarantee on the above referenced project is hereby authorized follows:

	Original	Reduced By	New Amount
Surety:***	\$6,670,090.80	\$4,669,063.56	\$2,001,027.24
Cash	\$ 741,121.20	\$ 518,784.84	\$ 222,336.36

(\*\*\*Surety Bond US Specialty Insurance Company dated November 20, 2017 No: 1001085572, in the amount of \$6,670,090.80)

BE IT FURTHER RESOLVED, that the Director of Finance is hereby authorized to refund the amount of \$518,784.84 to:

Pier Village III Urban Renewal Company  
Attn: Moshe Botnick  
525 East County Line Road #13  
Lakewood, NJ 08701

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to forward a certified copy of this resolution to the above named party to be used as proof of said reduction by the City Council so that the above referenced surety may be amended by the applicant if so desired.



JOHN H. ALLGAIR, PE, PP, LS (1983-2001)  
DAVID J. SAMUEL, PE, PP, CME  
JOHN J. STEFANI, PE, LS, PP, CME  
JAY B. CORNELL, PE, PP, CME  
MICHAEL J. McCLELLAND, PE, PP, CME  
GREGORY R. VALES, PE, PP, CME

TIM W. GILLEN, PE, PP, CME (1991-2019)  
BRUCE M. KOCH, PE, PP, CME  
LOUIS J. PLOSKONKA, PE, CME  
TREVOR J. TAYLOR, PE, PP, CME  
BEHRAM TURAN, PE, LSRP  
LAURA J. NEUMANN, PE, PP  
DOUGLAS ROHMEYER, PE, CFM, CME  
ROBERT J. RUSSO, PE, PP, CME  
JOHN J. HESS, PE, PP, CME

October 4, 2019

***Sent Via Regular Mail & E-Mail (KSchmelz@LongBranch.org)***

Mayor John Pallone and City Council  
City of Long Branch  
344 Broadway  
Long Branch, NJ 07740

Attn.: Kathy L. Schmelz, City Clerk

**Re: Pier Village Phase 3 Urban Renewal Company LLC  
Request for Reduction of Performance Bond  
Amended Preliminary and Final Site Plan and Design Waivers (PB 10-05)  
Amended Preliminary and Final Major Subdivision (PB 10-C)  
Block 222, Lots 1-14, 15.01, 15.02, 22, & 23  
City of Long Branch, Monmouth County, NJ  
CME File No.: HLBE0222.01**

Dear Mayor Pallone and City Council:

In accordance with the developer's request for reduction of performance bond associated with Phase 3A of the above-referenced project, our office has reviewed the file and conducted a field observation. Based upon our review of the available records, the following performance guarantee was posted for this project as follows (subject to verification by the City Clerk and Chief Financial Officer):

**Original & Present Value of Performance Bond No. 1001085572:**

Principal:	Pier Village III Urban Renewal Co. LLC
Bond Co.:	U.S. Specialty Insurance Company
Date:	November 30, 2017
Original & Present Amount:	\$ 6,670,090.80
Recommended Reduction in Performance Bond:	\$ 4,669,063.56
Recommended Performance Bond to Remain:	\$ 2,001,027.24

**Original & Present Value of Cash Deposit:**

Principal:	Pier Village III Urban Renewal Co. LLC
Original & Present Amount:	\$ 741,121.20
Recommended Reduction in Cash Deposit:	\$ 518,784.84
Recommended Cash Deposit to Remain:	\$ 222,336.36



Mayor John Pallone and City Council  
344 Broadway – City of Long Branch  
Re: Pier Village Phase III Urban Renewal  
Request for Release of Performance Bond

October 4, 2019  
CME File No.: HLBE0222.01  
Page 2

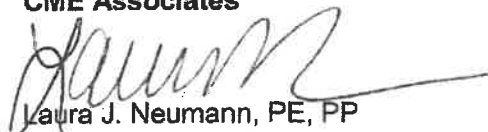
Based on a field inspections performed through September 2019, by CME Associates we have estimated the overall bonded improvements are approximately 78% complete on the site.

Any action taken by the City of Long Branch, and the subsequent reduction of the performance guarantee should be conditioned upon the posting of any outstanding review and/or inspection fees.

Should you have any questions or require additional information, please do not hesitate to contact this office.

Very truly yours,

**CME Associates**



Laura J. Neumann, PE, PP  
City Engineer's Office

BM/MR

Enclosure(s)

cc: Michael Martin – CFO/Director of Finance  
Stan Dziuba – Director of Public Works  
George Jackson – Business Administrator  
Nick Graviano – Director of Planning & Zoning  
David Spaulding – Purchasing Agent





## PHASE 3A

### PERFORMANCE GUARANTEE AND ENGINEERING & INSPECTION ESCROW ESTIMATES OF BONDED IMPROVEMENTS STATUS REPORT

#### PROJECT:

Pier Village Phase 3 Urban Renewal  
Amended Preliminary and Final Site Plan and Design Waivers (PB-10-05)  
Amended Preliminary and Final Major Subdivision (PB-10-C)  
Block 222, Lots 1-14, 15.01, 15.02, 22 & 23  
Long Branch, Monmouth County, New Jersey  
File No: HLBED222.01

#### OWNER / APPLICANT:

Pier Village III Urban Renewal Company, LLC  
805 Third Avenue, 7th Floor  
New York, New York 10022

Plans used to prepare this estimate are comprised of forty nine (49) sheets of construction plans entitled "Preliminary/Final Site Plan, Block 222, Lots 1-14, 15.01, 15.02, 22 & 23, Pier Village Phase 3, City of Long Branch, Monmouth County, New Jersey, prepared by LGA Engineering, Inc., with the latest revision date of October 1, 2012.

ITEM	DESCRIPTION	QUANTITY	UNIT PRICE	TOTAL PRICE	QUANTITY INSTALLED	\$ AMOUNT INSTALLED	APPROX. % COMPLETE	TOTAL INCOMPLETE QUANTITY	\$ AMOUNT INCOMPLETE
<b>INTERIOR ROADWAY</b>									
1	Site Clearing and Mobilization	8 AC	\$ 5,000.00	\$ 40,000.00	6 AC	\$ 30,000.00	75%	2 AC	\$ 10,000.00
<b>PAVEMENT</b>									
2	Bituminous Sidewalk	317 SY	\$ 23.00	\$ 7,295.00	158 SY	\$ 3,950.00	50%	159 SY	\$ 3,975.00
3	Dense Graded Aggregate, 6" Thick	7,781 SY	\$ 11.00	\$ 85,591.00	5,835 SY	\$ 64,185.00	75%	1,946 SY	\$ 21,406.00
4	Hot Mix Asphalt 19M54, Base Course, 4" Thick	1,900 Ton	\$ 85.00	\$ 161,500.00	1,425 Ton	\$ 121,125.00	75%	475 Ton	\$ 40,375.00
5	Hot Mix Asphalt 9.5M64, Surface Course, 2" Thick	1,200 Ton	\$ 85.00	\$ 102,000.00	600 Ton	\$ 51,000.00	50%	600 Ton	\$ 51,000.00
6	Graphic Pattern Pavement Treatment	980 SY	\$ 200.00	\$ 196,000.00	- SY	-	0%	980 SY	\$ 196,000.00
7	Quarry Process Stone 6" Thick	8,500 SY	\$ 20.00	\$ 170,000.00	- SY	-	0%	8,500 SY	\$ 170,000.00
<b>CONCRETE CURB / SIDEWALK / MISC. CONCRETE</b>									
8	6" x 8" x 18" Concrete Vertical Curb	930 LF	\$ 15.00	\$ 13,950.00	750 LF	\$ 11,250.00	81%	180 LF	\$ 2,700.00
9	Belgian Block Curb	3,878 LF	\$ 25.00	\$ 96,950.00	3,878 LF	\$ 96,950.00	100%	- LF	-
10	Concrete Pavers (Sidewalks/Bands/Crosswalks)	11,708 SF	\$ 18.00	\$ 210,744.00	5,100 SF	\$ 91,800.00	44%	6,608 SF	\$ 118,944.00
11	Concrete Apron, 8" Thick (Beach Access)	630 SF	\$ 7.50	\$ 4,725.00	630 SF	\$ 4,725.00	100%	- SF	-
12	Concrete Dumpster Pad, 8" Thick	2,288 SF	\$ 18.00	\$ 41,184.00	- SF	-	0%	2,288 SF	\$ 41,184.00
13	Detectable Warning Surface	35 SY	\$ 200.00	\$ 7,000.00	30 SY	\$ 6,000.00	86%	5 SY	\$ 1,000.00
<b>DRAINAGE</b>									
14	12" DIP Pipe	56 LF	\$ 66.00	\$ 3,696.00	56 LF	\$ 3,696.00	100%	- LF	-
15	15" RCP, Class III (0'-8')	871 LF	\$ 37.00	\$ 32,227.00	871 LF	\$ 32,227.00	100%	- LF	-
16	18" RCP, Class III (0'-8')	325 LF	\$ 40.00	\$ 13,000.00	325 LF	\$ 13,000.00	100%	- LF	-
17	24" RCP, Class III (0'-8')	580 LF	\$ 50.00	\$ 29,000.00	580 LF	\$ 29,000.00	100%	- LF	-
18	12" HOPE (0'-8')	188 LF	\$ 30.00	\$ 5,640.00	188 LF	\$ 5,640.00	100%	- LF	-
19	4" Perforated HOPE (Boardwalk Underdrain)	1,470 LF	\$ 10.00	\$ 14,700.00	882 LF	\$ 8,820.00	60%	588 LF	\$ 5,880.00
20	10" SCH 40 PVC (Roof Drain Collection System)	160 LF	\$ 32.00	\$ 5,120.00	- LF	-	0%	160 LF	\$ 5,120.00
21	Storm Cleanout	16 EA	\$ 100.00	\$ 1,600.00	16 EA	\$ 1,600.00	100%	- EA	-
22	Inlet, Type 'A' Modified (0'-8')	8 EA	\$ 3,100.00	\$ 24,800.00	8 EA	\$ 24,800.00	100%	- EA	-
23	Inlet, Type 'B' (0'-8')	6 EA	\$ 3,200.00	\$ 19,200.00	6 EA	\$ 19,200.00	100%	- EA	-
24	Inlet, Type 'E' (0'-8')	2 EA	\$ 2,800.00	\$ 5,600.00	2 EA	\$ 5,600.00	100%	- EA	-
25	Storm Manhole (0'-8')	5 EA	\$ 3,500.00	\$ 17,500.00	5 EA	\$ 17,500.00	100%	- EA	-
26	Trench Drain	785 EA	\$ 140.00	\$ 111,300.00	EA	-	0%	785 EA	\$ 111,300.00
<b>LANDSCAPING / HARDSCAPE</b>									
27	Shade Trees	37 EA	\$ 325.00	\$ 12,025.00	EA	-	0%	37 EA	\$ 12,025.00
28	Shrubs	613 EA	\$ 50.00	\$ 30,650.00	EA	-	0%	613 EA	\$ 30,650.00
29	Groundcover	3,806 EA	\$ 3.00	\$ 11,418.00	EA	-	0%	3,806 EA	\$ 11,418.00
30	Irrigation	1 EA	\$ 200,000.00	\$ 200,000.00	EA	-	0%	1 EA	\$ 200,000.00
31	Topsoil, 6" Thick	6,500 SY	\$ 4.50	\$ 29,250.00	SY	-	0%	6,500 SY	\$ 29,250.00
32	Seeding/Fertilizer	4,900 SY	\$ 2.00	\$ 9,800.00	SY	-	0%	4,900 SY	\$ 9,800.00
33	Wood Privacy Fence, 8' High (Phase 3A Refuse)	285 LF	\$ 75.00	\$ 21,375.00	LF	-	0%	285 LF	\$ 21,375.00

34	Wood Privacy Fence, 8' High (Phase 3A Seasonal Area)	600	LF	\$	50.00	\$	30,000.00			600	LF	\$	30,000.00
35	Decorative Benches	14	EA	\$	2,500.00	\$	35,000.00			9	EA	\$	22,500.00
36	Decorative Bike Racks	8	EA	\$	2,500.00	\$	20,000.00			-	EA	\$	-
37	Decorative Trash Cans (Buffer Area)	10	EA	\$	1,500.00	\$	15,000.00			-	EA	\$	-
38	Umbrella Trees	7	EA	\$	6,000.00	\$	42,000.00			-	EA	\$	-
39	Kid's Play Area/Stage	1	LS	\$	300,000.00	\$	300,000.00			-	LS	\$	-
40	Carousel	1	LS	\$	1,080,000.00	\$	1,080,000.00			-	LS	\$	-
<b>LIGHTING</b>													
41	Type Ex. 1 (Standard Single Head Acorn)	17	EA	\$	2,000.00	\$	34,000.00			17	EA	\$	34,000.00
42	Type Ex. 2 (Standard Triple Head Acorn)	5	EA	\$	5,000.00	\$	25,000.00			3	EA	\$	15,000.00
43	Type B (Decorative Boardwalk Light)	7	EA	\$	6,000.00	\$	42,000.00			2	EA	\$	12,000.00
44	Type TMP2 (Temp. Phase 3A Parking Lot)	5	EA	\$	1,200.00	\$	6,000.00			5	EA	\$	6,000.00
<b>SOIL EROSION AND SEDIMENT CONTROL</b>													
45	Silt Fence	3,120	LF	\$	3.00	\$	9,360.00			-	LF	\$	-
46	Inlet Protection	18	LF	\$	75.00	\$	1,425.00			5	LF	\$	375.00
47	Construction Pad Entrance	2	EA	\$	800.00	\$	1,600.00			-	EA	\$	-
<b>MISCELLANEOUS</b>													
48	Traffic Striping, 4" Wide (Epoxy)	8,430	LF	\$	1.00	\$	8,430.00			4,215	LF	\$	4,215.00
49	Traffic Striping, Stop Bar (Thermoplastic)	70	LF	\$	6.00	\$	420.00			35	LF	\$	210.00
50	Painted Directional Arrow	36	EA	\$	50.00	\$	1,800.00			18	EA	\$	900.00
51	Painted Handicap Stall Symbol	12	EA	\$	75.00	\$	900.00			6	EA	\$	450.00
52	Handicap Parking Signs	12	EA	\$	175.00	\$	2,100.00			6	EA	\$	1,050.00
53	Traffic Signs	75	EA	\$	150.00	\$	11,250.00			37	EA	\$	5,550.00
54	Wayfinding Signs (Estimated)	85	EA	\$	1,200.00	\$	78,000.00			-	EA	\$	-
55	Bollard, Decorative	175	EA	\$	500.00	\$	87,500.00			87	EA	\$	43,500.00
<b>BOARDWALK</b>													
56	Boardwalk: Sidewalk (Incl. Railing, Stairs, Ramp)	1	EA	\$	1,528,600.00	\$	1,528,600.00			1	EA	\$	1,528,600.00
57	Boardwalk: Ocean Side Slnd. Railing, Stairs, Showers Ramp)	1	EA	\$	1,080,200.00	\$	1,080,200.00			1	EA	\$	1,080,200.00

OVERALL IMPROVEMENT TOTAL	\$	6,176,010.00	INSTALLED IMPROVEMENT TOTAL	\$ 4,787,088.00	INCOMPLETE TOTAL	\$ 1,388,922.00
MINIMUM PERFORMANCE GUARANTEE TO BE RETAINED:						
A. 120% OF \$ AMOUNT INCOMPLETE	1.20 x \$	1,388,922.00	=	\$ 1,686,708.40		
B. 30% OF ORIGINAL PERFORMANCE GUARANTEE	0.30 x \$	7,411,212.00	=	\$ 2,223,363.60		
			MINIMUM TO BE RETAINED	\$ 2,223,363.60		

ORIGINAL POSTED PERFORMANCE GUARANTEES:			PRIOR	POSSIBLE	TO BE
	AMOUNT	REDUCTIONS	REDUCTION	RETAINED	
A. 10% MINIMUM CASH BOND	\$ 741,121.20	\$ -	\$ 518,784.84	\$ 222,336.36	
B. 80% MAXIMUM SURETY BOND	\$ 8,670,080.80	\$ -	\$ 4,686,063.56	\$ 2,001,027.24	
TOTAL:	\$ 7,411,212.00	\$ -	\$ 5,197,848.40	\$ 2,223,363.60	

\*QUANTITY INSTALLED REFLECTS AMOUNT OF PHASE II IMPROVEMENTS TO DATE WITHOUT APPARENT DEFECTS.

R# 221-19

**RESOLUTION  
APPROVAL PAYMENT OF BILLS**

**WHEREAS**, the City Council of the City of Long Branch have examined the bills and the vouchers therefore that are contained on the attached list.

**NOW THEREFORE BE IT RESOLVED**, by the City Council of the City of Long Branch that the payment of bills set forth on the attached list are hereby approved.

MOVED:

SECONDED:

AYES:

NAYES:

ABSENT:

ABSTAIN:

State of New Jersey  
County of Monmouth  
City of Long Branch

I, Kathy L. Schmelz, City Clerk of the City of Long Branch do hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council at a Regular Meeting held on \_\_\_\_\_.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the official seal of the City of Long Branch, Monmouth County, New Jersey this \_\_\_\_\_ day of \_\_\_\_\_, 2019

\_\_\_\_\_  
Kathy L. Schmelz, City Clerk

Notice is hereby given that the following bills will be submitted for payment approval as of November 26, 2019. The original bills are on file in the Office of the Director of Finance of the City of Long Branch between the hours of 8:30 A.M. and 4:30 P.M. Monday through Friday.

279 Broadway Associates	Monthly Rental - Municipal Court - November 2019	10,661.73
A T & T	Utilities - Phone Services - October 2019	801.51
A.C. Moore	Supplies - Various Events - Senior Affairs	248.22
All Hands Fire Equipment	Various Equipment - Fire Department	412.31
AllData	Repair Series - Gen 3 - 10/11/19 - 10/10/20 - DPW	1,500.00
Ansell, Grimm & Aaron P.C.	Legal Services - Tax Appeals - October 2019	4,239.50 PMT # 5
Arties Custom Styling	Towing Service - Various - Police Department	175.00
Auto Parts	Miscellaneous Auto Parts - Various Departments	6,544.56
AW Direct	LED Lights - DPW	181.48
B & H Photo	Various Computer Supplies - OEM Department	1,111.68
Bettina Elwell	Instructor - Low Impact Cardio - Senior Affairs - November 2019	45.00
Britni Sobarzo-Aguilar	Essay Contest Winner - High School	100.00
Builders General	Fence Material - Public Works	935.80
Bullet Lock & Safe Co	Keys - Fire Prevention	14.50
Cablevision Lightpath, Inc.	Dark Fiber Lease - October 2019	1,500.00
Carman Dodge	2019 Dodge Chargers (7) Year 1 Payment	63,895.00
Central Jersey Equipment	Service Filters - Public Works	1,475.23
Circle Chevrolet	Headlamp, Link & Insulator - DPW	193.44
City of Long Branch Clearing Account	To Reimburse Clearing Account	20,826.67
City of Long Branch Clearing Account	To Reimburse Clearing Account	118,257.73
City of Long Branch Clearing Account	To Reimburse Clearing Account	311,704.08
City of Long Branch Payroll Agency Account	DCRP Employer Match - October 2019	1,187.66
Clayton Block Co Inc.	Concrete Mix - DPW Fence- Public Works	205.84
Connell Consulting LLC	Seminar - Proactive Police Supervision - 11/25 - 27/2019 - Police Department	598.00
David Weber Oil Co	Various Supplies - Public Works	3,593.62
De Large Landen Fin Serv Inc	Monthly Copier/ Printer Maintenance - Various Departments - November 2019	4,045.57
Didi's Automotive, LLC	Alignment -Public Works	89.95
Dunkin' Donuts	Code Blue - November 8th, 12th & 13th, 2019 - OEM	218.32
Edwards Tire Co. Inc.	Tires - Public Works	2,377.90
EVO Studios, Inc.	2019 Website Hosting - November 2019	200.00 PMT # 5
Fairview Insurance Agency	Health Ins Brokerage Service - 4Q Payment 2019- Health Benefits	6,000.00
Fernandes Construction, Inc.	Improvements to Branchport Avenue - Phase II	260,000.00 PMT # 1
Fire & Safety Services LTD	Various Maintenance and Repairs on Trucks - Fire Department	1,554.00
Fire Ninja, LLC	Crossing Guard Vests - Police	219.93
Fisher & Son Company	Advantage Seed Mix for City Hall, Slocum Park & Library - Public Works	560.00
Foley Incorporated	Street Equipment - Public Works	402.60
Freehold Ford Inc.	Miscellaneous Auto Repairs - Public Works	208.03
G&M Trophy	Corporal Badges - Police Department	504.00

\*\* SUBJECT TO COMPLETION OF PAYMENT PACKAGE

\* DENOTES PREPAY

Genuine Parts Company	Various Parts - Public Works	288.40
Gluck Walrath LLP	Professional Services - Tax Appeals - September - October 2019	3,739.78 PMT # 3 & 4
Grace Marmiro & Associates, LLP	Professional Services - Labor Attorney - August - October 2019	398.16
Imperial Bag and Paper Co., LLC	Janitorial Supplies - Public Works	321.59
Jamm Printing	Various Office Forms - Health Department	508.00
Jersey Auto Spa Car Wash	Monthly Car Wash Agreement - September- Various Departments	693.75
Jersey Cape Diagnostic	Beach Badges (Daily) & 2020 Holiday Beach Badges- Recreation - Beach Operations	4,312.50
Jersey Central Power & Light	Utilities - Electric - August - October 2019	4,006.99
Jersey Shore Powersports	Miscellaneous Parts -OEM	45.00
John Butow	Annual Association Dues 1/1/20 - 12/31/20 - Tax Assessor	1,245.00
John Guire Company	Red Max Line Trimmer - Public Works	215.96
Joseph Pazzio - Wall, LLC	Miscellaneous Truck Parts - Public Works	35.00
Kaitlyn Hills	Essay Contest Winner - Elementary School	100.00
Ken Walls	Lead Inspector Services - Health Dept - October 2019	2,880.00 PMT # 4
Kimball Midwest	Various Supplies - Public Works	111.69
Kinematic Consultants, Inc.	FTT for Duty - Public Works	900.00
Konica Minolta Business	Monthly Copier/ Printer Maintenance - Various Departments - November 2019	309.87
L.E.A.D.	Training - 10/23 - 29/2019 - Police Department	150.00
Laves Outdoor Power Equipment	Supplies for Columbus Day Parade - Public Works	44.80
Leon S. Avakian, Inc.	2019 Municipal Public Access Plan - Sept - Oct 2019	3,082.50 PMT #1
Leon S. Avakian, Inc.	2019 Branchport Avenue Phase 2 - TTF - August - October 2019	19,610.00 PMT # 1
Lexis Nexis Risk Solutions	AVCC Annual Subscription - 10/1/19 - 9/30/2020 - Police Department	8,400.00
Lisa Norman	2019 Zoning Board Meeting Stenographer - August - September 2019	200.00 PMT # 1 &2
Long Branch Municipal Court	Reimbursement - Credit Card Fees - October 2019 - Municipal Court	446.11
Long Branch Public Library	Champions Dinner Ad - November 2019 - Mayor's Office	100.00
Long Branch Historical Museum Association	Reimbursement for Printing & Lawn Services - Recreation Department	583.22
Lukoil	Gasoline for Motorcycles - September - Police Department	5.25
Lynn Card Company	Holiday Cards - Police Department	105.95
Mark William Davis	Reimbursement - Composting Cans - Green Team	69.06
Maryann Carbe	Instructor - Crafternoon - November 2019 - Senior Affairs	150.00
Mid-Atlantic Truck Center	Oil Change - Sanitation #25 - Public Works	107.77
Monmouth County Dept of Public Works & Engineering	Remove Trees/Limbs - Public Works	827.92
Monmouth County Police Academy	Various Courses in March, July & September - Police Department	350.00
Monmouth Hose & Hydraulics	Hose Assembly - Sanitation# 70 - Public Works	264.42
New Jersey American Water Co.	Utilities - Water - August - October 2019	21,324.16
Pennsylvania State University Outreach Non-Credit Reg Office	Grant Writing - November 6 - 8, 2019 - Monmouth Country Police Academy - Police Department	450.00
Perry's Trophy Co	Nameplates -for Student Mock Council Meeting - November 14, 2019 - Mayor's Office	120.00
Purvis H. White IV	Essay Contest Winner - Middle School	100.00
Quality Auto Glass	Install Windshield - PW#10 - Public Works	234.70
Quality Rebuilders	Service Work on PW #252 and PW#91 - Public Works	450.00
Rainone Coughlin Minichello LLC	Professional Services - Legal Services - October 2019	15,692.95 PMT # 4
Red Bank Veterinary Hospital	Vet Services - K9 Officer Hagan -11/13/19 - Police Department	525.54
Riggins Incorporated	Fuel - October 22, 2019 - Public Works	16,384.13
Rudco Prodcuts, Inc.	Compactor Key & Diaper - Public Works	184.00
Saker Shoprites, Inc	Food - Various Events - November 2019 - Senior Affairs	463.33
Satisfied Service Center	Various Towing Services - Public Works	105.00
Seaboard Welding Supply Inc	Welding Supplies - Public Works	399.75
Sip's Paint & Hardware	Painting Materials and Supplies - Various Departments	130.48
State of New Jersey NJ Civil Service Commission	Courses - August 29, 2019 - Administration and Personnel	318.00
Stavola Contracting Co, Inc.	1-5 State Mix for Pot Holes - Public Works	1,073.34

\* DENOTES PREPAY  
\*\* SUBJECT TO COMPLETION OF PAYMENT PACKAGE

Stewart & Stevenson Power Prod	Repairs to Engine 25-91 - Fire Department	1,080.89
Taylor's Towing	Towing Service - Sanitation #20 - Public Works	891.00
The Hungry Puppy	Food for K-9 Officers - Police Department	395.88
Tracey C. Witter	Instructor - Acrylics - November 2019 - Senior Affairs	100.00
Traffic Plan	Switch for Light Tower - OEM	135.53
Treasurer, State of New Jersey	Annual Site Remediation Fee, Tidelands License,	3,186.08
Trius, Inc.	Tommy Gate for Railgate - Public Works	4,563.60
Turfstar Products	Specticle - Public Works	320.00
Uline Inc	Office Supplies - Public Works/Police Department	459.37
United Parcel Service	Shipping Charges - Various Departments	42.29
Verizon	Utilities - Phone Services - October 2019	7,239.95
Visiting Nurses Association of Central Jersey	Lead Case Management - July - September 2019 - Health Department	2,767.50
W.B. Mason Co. Inc.	Miscellaneous Office Supplies & Janitorial Supplies - Various Departments	1,946.59
Weiner Law Group	2019 Planning Board Attorney	900.00 PMT # 1 &2
Windstream	Utilities - Phone Services - October 2019	2,288.82
Wireless Communications & Electronics	Radio Maintenance - Fire Department	15,000.00
Zep Manufacturing Co	Janitorial Supplies - Public Works	320.08
	<b>TOTAL CURRENT</b>	<b>980,990.51</b>
Albert Marine Construction, Inc.	Proposed Bulkhead and Boat Ramp Replacement - Branchport Park - October 2019	
City of Long Branch Clearing Account	To Reimburse Clearing Account	65,401.91 PMT # 5
City of Long Branch Clearing Account	To Reimburse Clearing Account	24,747.50
Fernandes Construction, Inc	Improvements to Branchport Avenue - Phase II	279,805.99
Leon S. Avakian, Inc.	Branchport Park Construction - July - Oct 2019	136,203.94 PMT # 1
		24,747.50 PMT#2
	<b>TOTAL CAPITAL</b>	<b>530,906.84</b>
City of Long Branch Clearing Account	To Reimburse Clearing Account	
Jersey Auto Spa Car Wash	Monthly Car Wash Agreement - September- Animal Control	4,681.18
Long Branch Animal Hospital	Veterinary Services - Animal Control - October 2019	6.25
Monmouth County SPCA	Animal Shelter Services - Animal Control -October 2019	810.00 PMT # 7
Red Bank Veterinary Hospital	Vet Services - Monthly Services for September - Health Department	2,087.50 PMT # 10
		839.53
	<b>TOTAL ANIMAL CONTROL</b>	<b>8,424.46</b>
City of Long Branch Clearing Account	To Reimburse Clearing Account	
Jersey Auto Spa Car Wash	Monthly Car Wash Agreement - September- Community Development	13,904.40
Mark William Davis	CDBG Community Gardens Project - Weeks ending 9/6/19 - 10/25/19	6.25
Roberto Ferragina	Reimbursement - Various Seminars - 10/29/1910/28/19 - Community Development	1,920.00
W.B. Mason Co. Inc.	Miscellaneous Office Supplies & Janitorial Supplies - Various Departments	113.36
		17.32
	<b>TOTAL HUD</b>	<b>15,961.33</b>

\* DENOTES PREPAY

\*\* SUBJECT TO COMPLETION OF PAYMENT PACKAGE

Charles Shirley  
 Christiana Trust as Custodian  
 City of Long Branch Clearing Account  
 City of Long Branch Clearing Account  
 City of Long Branch Clearing Account  
 De Large Landen Fin Serv Inc  
 Enterprise  
 FIG Cust FIGNJ19LLC & Sec Pty  
 Gila Group LLC  
 Jason Roebuck  
 Long Branch Chamber of Commerce  
 Trystone Capital Assets LLC  
 Ultimate Training Munitions  
 US Bank Cust for Pro Cap 8  
 Verizon  
 W.B. Mason Co. Inc.

Reimbursement - 2019 IACP Conference - 10/26-10/29/2019 - Police Department  
 Tax Sale Premiums  
 To Reimburse Clearing Account  
 To Reimburse Clearing Account  
 To Reimburse Clearing Account  
 Monthly Copier/ Printer Maintenance - Various Departments - November 2019  
 Monthly Rental - Public Safety Vehicles  
 Tax Sale Premiums  
 Tax Sale Premium  
 Reimbursement - 2019 IACP Conference - 10/26-10/29/2019 - Police Department  
 Rental of Office Space - December 2019 - Community Development  
 Tax Sale Premium  
 Supplies - Police Department  
 Tax Sale Premium  
 Utilities - Wireline Service - October 2019  
 Miscellaneous Office Supplies & Janitorial Supplies - Various Departments

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561.98  
 44,000.00  
 22,700.00  
 39,447.20  
 70,093.60  
 147.01  
 506.15  
 3,100.00  
 11,500.00  
 346.74  
 1,650.00  
 700.00  
 2,253.05  
 2,700.00  
 147.20  
 94.99

**TOTAL TRUST OTHER**

**199,947.92**

\* DENOTES PREPAY

\*\* SUBJECT TO COMPLETION OF PAYMENT PACKAGE

2222-19

**RESOLUTION AUTHORIZING AND DIRECTING THE PLANNING BOARD  
OF THE CITY OF LONG BRANCH TO CONDUCT A PRELIMINARY INVESTIGATION  
TO DETERMINE WHETHER THE PROPOSED STUDY AREA, WHICH INCLUDES  
THE PROPERTIES IDENTIFIED AS BLOCK 268 LOTS 6, 7, 32 & 33**

**WHEREAS**, the Local Redevelopment and Housing Law, NJSA 40A:12A-1 et seq. (the "Redevelopment Law"), provides a mechanism to empower and assist local governments in efforts to promote programs of redevelopment; and

**WHEREAS**, the Redevelopment Law sets forth the procedures for local governments to declare an area in need of redevelopment; and

**WHEREAS**, the City of Long Branch (the "City") desires to explore whether certain real property identified on the City's official tax maps as Block 268 Lots 6, 7, 32 & 33 qualifies as an "area in need of redevelopment" under the Redevelopment Law; and

**WHEREAS**, pursuant to NJSA 40A:12A-6, prior to making a determination that the Study Area qualifies as an "area in need of redevelopment," the City Council, by resolution, must authorize the City Planning Board to conduct a preliminary investigation (the "Preliminary Investigation") to determine whether the Study Area qualifies as a "Condemnation Redevelopment Area" or a "Non-Condemnation Redevelopment Area" in accordance with the criteria set forth in NJSA 40A:12A-5; AND

**WHEREAS**, the City Council finds it to be in the best interest of the City and its residents to authorize and direct the Planning Board to conduct a Preliminary Investigation to determine whether the Study Area qualifies pursuant to NJSA 40A:12A-5.

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Long Branch as follows:

1. The Planning Board is hereby authorized and directed to conduct a Preliminary Investigation to determine whether the Study Area meets the criteria for designation as a Non-Condemnation Redevelopment Area pursuant to NJSA 40A:12A-5 and shall act in accordance with the procedures set forth in NJSA 40A:12A-6.
2. The Planning Board shall submit its findings and recommendations to the City Council in the form of a resolution supporting documentation in accordance with the Redevelopment Law.
3. This Resolution shall take effect immediately.

**MOVED:**

**SECONDED:**

**AYES:**

**NAYES:**

**ABSENT:**

**ABSTAIN:**





**OFFICE OF THE CITY CLERK  
344 BROADWAY  
LONG BRANCH, NJ 07740  
732-571-5686 732-222-8835 (fax)**



**Kathy L. Schmelz, RMC  
City Clerk  
[kschmelz@longbranch.org](mailto:kschmelz@longbranch.org)**

**Deborah L. Talerico, RMC  
Deputy Municipal Clerk  
[dtalerico@longbranch.org](mailto:dtalerico@longbranch.org)**

**Mary Moss  
Office of the City Clerk  
[mmoss@longbranch.org](mailto:mmoss@longbranch.org)**

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**ADMINISTRATIVE SIGN OFF SHEET  
FOR THE INCLUSION ON THE COUNCIL AGENDA**

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THE ATTACHED DOCUMENT(S) HAS BEEN REVIEWED BY ADMINISTRATION AND HEREBY  
APPROVED TO BE INCLUDED ON THE COUNCIL AGENDA.

  
\_\_\_\_\_  
**GEORGE JACKSON  
BUSINESS ADMINISTRATOR**

  
\_\_\_\_\_  
**DATE**

## **NOVEMBER 26, 2019 | AGENDA MEETING | APPLICATIONS:**

### **1. APPROVAL OF VARIOUS TAXI CAB OWNERS 2020 LICENSE RENEWALS:**

<b><u>NAME</u></b>	<b><u>CAB COMPANY</u></b>	<b><u>CAR #</u></b>
Mohammad Afzal	Shore	1
Mohammad Afzal	Shore	2
Mohammad Afzal	Shore	3
Mohammad Khan	Shore	4
Mohammad Khan	Shore	5
Mohammad Khan	Shore	6
Mohammad Khan	Shore	7
Arthur Forsyth, Jr.	Shore	8
Mohammad Khan	Shore	9
Mohammad Hanif	Shore	10
Sekhon Surjeet	Shore	11
Mushtaq Khan	Shore	12
Ali M. Hamid	Shore	13
Mohammad Afzal	Shore	14
Mushtaq Khan	Shore	15
Mohammad Afzal	Shore	16
Mushtaq Khan	Shore	17
Mohammad Khan	Shore	18
Mushtaq Khan	Shore	19
Mohammad Khan	Shore	20
Mushtaq Khan	Shore	21

Fazal Khan	Shore	22
Mushtaq Khan	Shore	23
Mushtaq Khan	Shore	24
Mohammad Afzal	Shore	25
Mushtaq Khan	Shore	26
Mohammad Khan	Shore	27
Mohammad Afzal	Shore	28
Mohammad Khan	Shore	29
Fazal Khan	Shore	30
Mustafa Yaman	Shore	31
Mohammad Afzal	Shore	32
Mustafa Yaman	Shore	33
Fazal Khan	Shore	34
Mushtaq Khan	Shore	35
Mushtaq Khan	Shore	36
Hany E. Ibrahim	Shore	38
Fazal Khan	Shore	39
Mohammad Hanif	Shore	40
Adrian Barrett	Shore	41
Mohammad Khan	Shore	42
Ghulam Khan	Shore	43
Ghulam Khan	Shore	44
Mushtaq Khan	Shore	45
Mohammad Afzal	Shore	46
Mohammad Khan	Shore	47
Kumar Ashok	Shore	48

Farah Khan	Shore	49
Mohammad Khan	Shore	50
Micheil Yousef	Shore	52
Hany Ibrahim	Shore	53
Kathleen Boffice	Shore	54
Haitham Eloleimi	Shore	55
Ahmed H. Hassaballa	Shore	56
Ali M. Hamid	Shore	57
Arif Khan	Shore	59
Ali M. Hamid	Shore	61
Ahmed H. Hassaballa	Shore	62
Mohammed Hakim/ Mohamed Ashadullah	Shore	63
Mohamed Elsayed	Shore	64
Mohammed Khan	Shore	65
Mushtaq Khan	Shore	66
Mohammed Hakim/ Mohamed Ashadullah	Shore	67
Mushtaq Khan	Shore	68
Mohamed Elgamal	Shore	69
Adbedullah Ijaz	Shore	70