SUBJECT TO CHANGE

BOROUGH OF WEST LONG BRANCH

COUNCIL MEETING

August 7, 2019 (Immediately Following Caucus Meeting Which Starts at 6:00 PM)

MAYOR JANET W. TUCCI PRESIDES

MAYOR TUCCI REPORTS SUNSHINE LAW COMPLIED WITH

PRESENT:

BRAY, CIOFFI, MANGO, MIGLIACCIO, NEYHART, PENTA

ABSENT:

READING AND APPROVAL OF MINUTES:

Caucus Minutes May 1, 2019 May 15, 2019

Executive Session Minutes

May 1, 2019 May 15, 2019

Council Minutes May 1, 2019 May 15, 2019

REPORTS OF STANDING COMMITTEES:

MAYOR TUCCI:

COUNCILMAN BRAY (FINANCE & ADMINISTRATION):

COUNCILMAN CIOFFI (FIRE & FIRST AID):

COUNCILWOMAN MANGO (RECREATION, ENVIRONMENTAL, & SHADE TREE):

COUNCILMAN MIGLIACCIO (PUBLIC PROPERTY):

COUNCILMAN NEYHART (POLICE):

COUNCILMAN PENTA (PUBLIC WORKS):

BOROUGH ADMINISTRATOR DOLLINGER:

BOROUGH CLERK COLE:

BOROUGH ATTORNEY BAXTER:

BOROUGH ENGINEER MULLAN:

COMMUNICATIONS:

- 1. Letter of Resignation Ronald Karpe Recreation Commission
- 2. Notices of Public Hearings Verified Petition of JCP&L for the Review and Approval of Costs Incurred for Environmental Remediation of Manufactured Gas Plant Sites Pursuant to the Remediation Adjustment Clause of Its Filed Tariff ("2107 RAC Filing") BPU Docket No. ER18080965 & 2019/2020 Annual Compliance Filings for a Change in the Statewide Electric and Gas Permanent Universal Service Fund Program Factors Within the Electric and Gas Societal Benefits Charges Rates Pursuant to N.J.S.A. 48:2-21 and N.J.S.A. 48:2-21.1 ("2019/2020 USF Filing") BPU Docket No. ER19060736
- 3. Emergency Medical Services Membership Application Colleen Fagan (Auxiliary)
- 4. Emergency Medical Services Membership Application Rhianna Gangemi (Auxiliary)
- 5. Emergency Medical Services Membership Application Sabina Graziano (Auxiliary)
- 6: Emergency Medical Services Membership Application Kristen McManus (Auxiliary)
- 7. State Legislators' Legislative Updates
- 8. New Jersey Department of Transportation Letter Fiscal Year 2020 Local Freight Impact Fund Applications
- 9. Public Hearings Notice Proposed Private Sale of Surplus Property – Block 23, Lot 2 – Borough of Englishtown
- 10. New Jersey Natural Gas Letter Daily List of Disconnected Residential Customers
- 11. Letter of Resignation August "Chip" Stoll Zoning Board
- 12. Thank-You Note The Family of Celia Bonanno (Sarah O'Neill)

ORDINANCES:

1. Ordinance No. O-19-7
Ordinance Authorizing the Guaranty by the Borough of
West Long Branch, New Jersey for Payment of
Principal and Interest on the Capital Equipment Lease
Revenue Bonds, Series 2019 (Shore Regional School
District Project) of the Monmouth County Improvement
Authority
Second & Final Reading

ORDINANCES:

RESOLUTIONS:

Ordinance No. O-19-8
 An Ordinance Amending Ordinance No. O-19-4
 Regarding Salaries of Various Municipal Employees
 and Setting the 2019 Salaries of Various Municipal

Officers, Employees and Appointees Introduction

- 1. Resolution Authorizing Renewal of Membership in the Monmouth Municipal Joint Insurance Fund (R-19-92)
- 2. Resolution of the Borough of West Long Branch, County of Monmouth, State of New Jersey, Extending the Grace Period for Tax Due Date (R-19-93)
- Resolution Authorizing Submission of a Grant Application and Contract Execution With the New Jersey Department of Transportation for the Delaware Avenue, Linden Avenue and Laurel Street Project (R-19-94)
- 4. Resolution Authorizing Submission of a Grant Application and Contract Execution With the New Jersey Department of Transportation for the Wall Street Sidewalk Improvements Project (R-19-95)
- 5. Resolution Refund of Recreation Fees (R-19-96)
- 6. Resolution Authorizing Release of Performance Guarantees for Ercolino Builders and Developers Minor Subdivision (74 Brookwillow Avenue – Block 29, Lot 1.02) (R-19-97)
- 7. Resolution Refunding Certificate of Occupancy and Smoke Detector/Carbon Monoxide Certification Fee (R-19-98)
- 8. Resolution Approving the Form and Authorizing the Execution and Delivery of a Letter of Representation and a Continuing Disclosure Agreement in Connection With the Issuance and Delivery of the Monmouth County Improvement Authority's Capital Equipment Pooled Lease Revenue Bonds, Series 2019 and Authorizing an Authorized Municipal Representative to Do All Other Things Deemed Necessary or Advisable in Connection With the Issuance, Sale and Delivery of Such Bonds (R-19-99)
- 9. Resolution Authorizing Refund of Overpayment of Taxes on 24 Sherman Avenue (Block 102, Lot 16) (R-19-100)

RESOLUTIONS:

- 10. Resolution Awarding State Contract for Purchase of One (1) 2020 Chevrolet Tahoe Pursuit Vehicle (PPV) for the West Long Branch Police Department (R-19-101)
- 11. Resolution Authorizing Release of Performance Guarantees for Highview Homes Major Subdivision (Block 23, Lots 1, 2, 3, 22.01, 24, 25, & 26) (R-19-102)
- 12. Resolution Awarding Contract for the Maryland Avenue Reconstruction & Various ADA Ramp Improvements Project (R-19-103)
- 13. Resolution Refunding Certificate of Occupancy and Smoke Detector/Carbon Monoxide Certification Fee (R-19-104)

UNFINISHED BUSINESS:

NEW BUSINESS:

- 1. RL 19-20 Latino American Association of Monmouth County, Inc.
- 2. RL 19-21 West Long Branch Community Center
- 3. RL 19-22 Dream Factory of NJ, Inc.
- 4. RL 19-23 Parents Advisory Council of Shore Regional High School

BILLS AND CLAIMS:

OPPORTUNITY FOR ANY PERSON TO BE HEARD:

MOTION TO CLOSE THE PUBLIC PORTION AND ADJOURN:

ORDINANCE NO. 0-19-7

ORDINANCE AUTHORIZING THE GUARANTY BY THE BOROUGH OF WEST LONG BRANCH, NEW JERSEY FOR PAYMENT OF PRINCIPAL AND INTEREST ON THE CAPITAL EQUIPMENT LEASE REVENUE BONDS, SERIES 2019 (SHORE REGIONAL SCHOOL DISTRICT PROJECT) OF THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY

BE IT ORDAINED by the BOROUGH COUNCIL OF THE BOROUGH OF WEST LONG BRANCH, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. Pursuant to Section 80 of the County Improvement Authorities Law. N.J.S.A. 40:37A-44 et. seq., the Borough of West Long Branch, New Jersey (the "Municipality") is hereby authorized to unconditionally and irrevocably guaranty the punctual payment of the principal of and the interest on the Capital Equipment Lease Revenue Bonds, Series 2019 (Shore Regional School District Project) (the "Bonds") of The Monmouth County Improvement Authority (the "Authority") Outstanding (as that term is defined in the following described resolution) under the resolution of the Authority entitled "Capital Equipment Lease Revenue Bond Resolution (Shore Regional School District Project)" (the "Bond Resolution") to be adopted in a form approved by counsel to the Municipality. The Authority plans to issue the Bonds to finance the acquisition and subsequent leasing of certain capital equipment to the Shore Regional School District (the "Board") pursuant to a lease and agreement to be entered into by the Authority and the Board (the "Lease"). Such guaranty shall be given in accordance with the guaranty agreement (the "Guaranty Agreement") between the Municipality and the Authority in substantially the form submitted to this Board, a copy of which is on file in the office of the Clerk of the Municipality, with such changes as may be approved by counsel to the Municipality. The Mayor is hereby authorized to execute the Guaranty Agreement on behalf of the Municipality in substantially such form as submitted hereto and with such changes as may be approved by the Mayor, and the Clerk of the Municipality is hereby authorized to attest such signature affixing the seal of the Municipality. representatives, officials and employees of the Municipality are hereby authorized to enforce and to implement the Guaranty Agreement.

<u>Section 2.</u> The following additional matters are hereby determined, declared, recited and stated:

(1) The maximum principal amount of the Bonds of the Authority hereby and hereunder to be guaranteed as to payment of principal and interest shall not exceed the sum of the amount necessary to acquire the Board's equipment as set forth in Schedule A which will be subject to the Lease and to pay the Board's share of the costs of issuance, but in no event shall such principal

amount exceed \$330,000, of which the Municipality will guarantee 28.731% or not to exceed \$94,815.

- (2) The Bonds shall mature within eleven years of the date of issue.
- (3) The Bonds shall remain Outstanding to their respective stated maturity dates and the guaranty authorized herein shall remain effective until all Bonds shall have been paid in full in accordance with their terms notwithstanding the occurrence of any other event.
- (4)The guaranty authorized herein may be made and this ordinance may be adopted notwithstanding any statutory debt or other limitations, including particularly any limitation or requirement under or pursuant to the Local Bond Law, N.J.S.A. 40A:2-1, et. seq., but the principal amount of any Outstanding Bonds shall be included after their issuance in the gross debt of the Municipality for the purpose of determining the indebtedness of the Municipality under or pursuant to the Local Bond law. The principal amount of the Bonds included in the gross debt of the Municipality shall be deducted from the gross debt of the Municipality under and all for all the purposes of the Local Bond Law (a) from and after the time of issuance of the Bonds until the end of the fiscal year beginning next after the acquisition of the equipment to be financed from the proceeds of the Bonds and (b) in any Annual Debt Statement filed pursuant to the Local Bond law as of the end of such fiscal year or any subsequent fiscal year if the revenues or other receipts or moneys of the Authority in such year are sufficient to pay its expenses of operation and maintenance in such year and all amounts payable in such year on account of the principal of and the interest on all such Bonds, all bonds of the Municipality issued as provided under N.J.S.A. 40:37A-79 and all bonds of the Authority issued under the County Improvement Authorities Law.

Section 3. Upon payment of the principal of and the interest due on the Bonds by the Authority or by the defeasance of the Bonds pursuant to the Bond Resolution, the guaranty authorized herein will cease to exist and the gross debt of the Municipality shall be reduced to the extent that such Bonds cease to be Outstanding under the Bond Resolution.

Section 4. This ordinance shall take effect 20 days after the first publication thereof after final adoption in accordance with the County Improvement Authorities Law and the Local Bond Law.

SCHEDULE A - EQUIPMENT LIST

Shore Regional School District

Equipment	Useful Life <u>(Years)</u>	Lease Term <u>(Years)</u>	Estimated Cost
Two 54-passenger b	uses 10	7	\$200,000
250 Chromebooks	5	5	100,000
			\$300,000

ORDINANCE NO. O-19-8

AN ORDINANCE AMENDING ORDINANCE NO. 0-19-4 REGARDING SALARIES OF VARIOUS MUNICIPAL EMPLOYEES AND SETTING THE 2019 SALARIES OF VARIOUS MUNICIPAL OFFICERS, EMPLOYEES AND APPOINTEES

WHEREAS, the Borough Council adopted Ordinance No. O-19-4 on April 3, 2019, the contents of which set forth salary ranges of certain municipal employees within the Borough; and

WHEREAS, it is necessary to amend said ordinance to add the position of DEPUTY CODE ENFORCEMENT OFFICER;

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of West Long Branch as follows:

SECTION 1.

That Section 2 of Ordinance No. 277 entitled "AN ORDINANCE TO ESTABLISH THE SALARY RANGE OF VARIOUS MUNICIPAL OFFICERS, EMPLOYEES AND APPOINTEES", and Ordinance No. O-19-4, which is an amendment to Ordinance No. 277, be amended and supplemented to add the following position and salary range:

DEPUTY CODE ENFORCEMENT OFFICER \$36,400 - \$42,000

SECTION 2.

This ordinance shall take effect immediately upon passage and publication according to law.

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING RENEWAL OF MEMBERSHIP IN THE MONMOUTH MUNICIPAL JOINT INSURANCE FUND

8/7/19

WHEREAS, the Borough of West Long Branch is a member of the Monmouth Municipal Joint Insurance Fund; and

WHEREAS, said renewed membership terminates as of December 31, 2019, unless earlier renewed by agreement between the Borough and the Fund; and

WHEREAS, the Borough of West Long Branch desires to renew said membership; NOW, THEREFORE, BE IT RESOLVED as follows:

- The Borough of West Long Branch agrees to renew its membership in the Monmouth Municipal Joint Insurance Fund and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
- 2. The Mayor and Borough Clerk shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the Monmouth Municipal Joint Insurance Fund evidencing the Municipality's intention to renew its membership.

Seconded by Councilmember

and carried upon the following roll call vote:

AYES: NAYS: ABSENT: ABSTAIN: offered the following resolution and moved its adoption:

RESOLUTION OF THE BOROUGH OF WEST LONG BRANCH, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, EXTENDING THE GRACE PERIOD FOR TAX DUE DATE

8/7/19

WHEREAS, the Municipal budget has been adopted, and the Tax Rate has been struck; and

WHEREAS, pursuant to N.J.S.A. 54:4-66.3, if tax bills are issued after the statutory mailing dates, the bills must include notice of the payment date after which interest will be charged back to the statutory due dates; and

WHEREAS, no interest may be charged for 25 days after mailing; and

WHEREAS, the Council of the Borough of West Long Branch, to provide adequate notice to property owners of the amount of taxes owed for the third quarter of 2019, believes that the grace period for the payment of taxes should be extended;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that the grace period for the payment of property taxes in the Borough of West Long Branch for the third quarter of 2019 be and the same is hereby extended to August 30, 2019; and

BE IT FURTHER RESOLVED that interest shall only be charged on third quarter property taxes by the Tax Collector for payments received after the August 30th grace period.

Seconded by Councilmember

and carried upon the following roll call vote:

AYES: NAYS: ABSENT: ABSTAIN:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING SUBMISSION OF A GRANT APPLICATION AND CONTRACT EXECUTION WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE DELAWARE AVENUE, LINDEN AVENUE AND LAUREL STREET PROJECT

8/7/19

WHEREAS, the Borough of West Long Branch desires to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the Delaware Avenue, Linden Avenue and Laurel Street project; and

WHEREAS, T&M Associates was authorized to prepare and submit an application for the project, application number MA-2020-Delaware Avenue, Linden Avenue and Laurel Street-00617;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of West Long Branch formally approves the grant application for the above-stated project; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to submit an electronic grant application identified as MA-2020-Delaware Avenue, Linden Avenue and Laurel Street-00617 to the New Jersey Department of Transportation on behalf of the Borough of West Long Branch; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of West Long Branch and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Seconded by Councilmember

and carried upon the following roll call vote:

AYES:

NAYS:

ABSENT:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING SUBMISSION OF A GRANT APPLICATION AND CONTRACT EXECUTION WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE WALL STREET SIDEWALK IMPROVEMENTS PROJECT

8/7/19

WHEREAS, the Borough of West Long Branch desires to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the Wall Street Sidewalk Improvements project; and

WHEREAS, T&M Associates was authorized to prepare and submit an application for the project, application number MA-2020-Wall Street Sidewalk Improvements Phase II-00618;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of West Long Branch formally approves the grant application for the above-stated project; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to submit an electronic grant application identified as MA-2020-Wall Street

Sidewalk Improvements Phase II-00618 to the New Jersey Department of Transportation on behalf of the Borough of West Long Branch; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of West Long Branch and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Seconded by Councilmember

and carried upon the following roll call vote:

AYES:

NAYS:

ABSENT:

offered the following resolution and moved its adoption:

RESOLUTION REFUND OF RECREATION FEES

8/7/19

WHEREAS, Peter Carlisle paid to the Borough of West Long Branch the amount of \$525.00 for the above referenced fee; and

WHEREAS, Peter Carlisle has requested a refund of said fee; and

WHEREAS, the Recreation Department recommends the refund of said fee.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that the Chief Financial Officer, or his designee, is hereby authorized to refund the amount of \$525.00 to: Peter Carlisle, 12 Linden Avenue, West Long Branch, NJ 07764.

Seconded by Councilmember

and carried upon the following roll call vote:

AYES: NAYS: ABSENT: ABSTAIN:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES FOR ERCOLINO BUILDERS AND DEVELOPERS MINOR SUBDIVISION (74 BROOKWILLOW AVENUE – BLOCK 29, LOT 1.02)

8/7/19

WHEREAS, the Borough Engineer received a request for the release of the performance guarantees regarding improvements on Lots 1.02 in Block 29; and

WHEREAS, the Borough Engineer reviewed the degree of completion of the project and reported by letter dated July 15, 2019, that all bonded improvements have been completed, and, therefore, the performance guarantees can be released upon posting of the required maintenance guarantee; and

WHEREAS, the applicant was required to post a performance bond in the amount of \$53,432.19 and a performance cash bond in the amount of \$5,936.91;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that the performance guarantees and engineering fees posted for this project be released on the following conditions:

- A. All outstanding engineering inspection fees in connection with this project shall be paid.
- B. A maintenance guarantee shall be posted in the sum of \$8,905.36. If such guarantee is in the form of bond or other surety, it shall be subject to the review and approval of the Borough Attorney.
 - C. The maintenance guarantee shall run for a period of two years.
- D. The Pinance Office retains \$500.00 of the inspection fees to cover the cost of the final inspection associated with the maintenance bond.

Seconded by Councilmember

and carried upon the following roll call vote:

AYES: NAYS:

ABSENT:

offered the following resolution and moved its adoption:

RESOLUTION REFUNDING CERTIFICATE OF OCCUPANCY AND SMOKE DETECTOR/CARBON MONOXIDE CERTIFICATION FEE

8/7/19

WHEREAS, Joyce Murphy filed Application for Certificate of Occupancy No. R19-2077 for 68 Locust Avenue and paid the required fee of \$225.00 for the Certificate of Occupancy and \$161.00 for the Smoke Detector/Carbon Monoxide Certification; and

WHEREAS, Joyce Murphy subsequently notified the Borough that the prospective tenant backed out of the agreement to rent the home; and

WHEREAS, Joyce Murphy has requested a refund of the \$386.00 fee; and WHEREAS, the Housing Inspector has confirmed that a refund is in order;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that the sum of \$386.00 be refunded to Joyce Murphy, 68 Locust Avenue, West Long Branch, New Jersey 07764; and

BE IT FURTHER RESOLVED that the appropriate Borough officials are hereby authorized to take action consistent with this resolution.

Seconded by Councilmember

and carried upon the following roll call vote:

AYES:

NAYS:

ABSENT:

offered the following resolution and moved its adoption:

RESOLUTION APPROVING THE FORM AND AUTHORIZING THE EXECUTION AND DELIVERY OF A LETTER OF REPRESENTATION AND A CONTINUING DISCLOSURE AGREEMENT IN CONNECTION WITH THE ISSUANCE AND DELIVERY OF THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY'S CAPITAL EQUIPMENT POOLED LEASE REVENUE BONDS, SERIES 2019 AND AUTHORIZING AN AUTHORIZED MUNICIPAL REPRESENTATIVE TO DO ALL OTHER THINGS DEEMED NECESSARY OR ADVISABLE IN CONNECTION WITH THE ISSUANCE, SALE AND DELIVERY OF SUCH BONDS

8/7/19

WHEREAS, the Shore Regional School District (the "Board") desires to lease and permanently finance the cost of acquisition of certain capital equipment (the "Equipment") from The Monmouth County Improvement Authority (the "Authority"); and

WHEREAS, the Authority will provide for the financing of the cost of the acquisition of the Equipment by the issuance of its Capital Equipment Lease Revenue Bonds, Series 2019 (Shore Regional School District Project) (the "Bonds") payable from rentals by the Board pursuant to a Lease and Agreement by and between the Board and the Authority (the "Lease"); and

WHEREAS, in order to induce the Authority to issue and deliver the Bonds and its Capital Equipment Pooled Lease Revenue Bonds, Series 2019, there has been prepared and submitted to the Borough of West Long Branch, New Jersey (the "Municipality") a Letter of Representation in the form attached hereto as Exhibit A; and

WHEREAS, there has been prepared and submitted to the Municipality a Continuing Disclosure Agreement in the form appended hereto as Exhibit B for execution by the Municipality if the Authority shall determine that the Municipality is or will be an "obligated person" with respect to the Authority's Capital Equipment Lease Revenue Bonds, Series 2019 within the meaning of Rule 15c2-12 of the United States Securities and Exchange Commission (an "Obligated Person");

NOW, THEREFORE, BE IT RESOLVED BY THE BOROUGH OF WEST LONG BRANCH, AS FOLLOWS:

Section 1. That the Letter of Representation, in the form presented to this meeting, be and the same is hereby approved, and any Authorized Municipal Representative (as that term is defined in the Lease) is hereby authorized to, and one of such officers shall execute the Letter of Representation, with such additions, deletions or modifications as such officer shall approve, and to deliver the same to the addressees designated on such Letter of Representation, such approval to be conclusively evidenced by the execution and delivery thereof.

Section 2. That the Continuing Disclosure Agreement, in the form presented to this meeting, be and the same is hereby approved, and any Authorized Municipal Representative is hereby authorized to, and one of such officers shall execute the Continuing Disclosure Agreement, with such additions, deletions or modifications as such officer shall approve, and to deliver the same upon the determination by the Authority that the Municipality is or will be an Obligated Person, such approval to be conclusively evidenced by the execution and delivery thereof.

Section 3. That any Authorized Municipal Representative is hereby authorized and directed to execute and deliver any and all documents and instruments and to do and cause to be done any and all acts and things necessary or proper for carrying out the sale, issuance and delivery of the Bonds, the Authority's Capital Equipment Pooled Lease Revenue Bonds, Series 2019 and all related transactions contemplated by this resolution.

Section 4. All resolutions or proceedings, or parts thereof, in conflict with the provisions of this resolution are to the extent of such conflict hereby repealed.

Section 5. This resolution shall become effective immediately.

Seconded by Councilmember

and carried upon the following roll call vote:

AYES: NAYS: ABSENT:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING REFUND OF OVERPAYMENT OF TAXES ON 24 SHERMAN AVENUE (BLOCK 102, LOT 16)

8/7/19

WHEREAS, a veteran's exemption was granted to Albert Villano, of 24 Sherman Avenue (Block 102, Lot 16), effective January 1, 2018; and

WHEREAS, a tax overpayment has resulted from the application of a homestead benefit credit, in the amount of \$378.21, to Mr. Villano's property at 24 Sherman Avenue; and

WHEREAS, the Tax Collector has confirmed that a refund of this overpayment is in order;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that a refund of the overpayment of taxes as a result of a homestead benefit credit, in the amount of \$378.21, be made to Albert A. and Kim Ly Villano, 24 Sherman Avenue, West Long Branch, NJ 07764; and

BE IT FURTHER RESOLVED that the appropriate Borough officials are authorized to take action in accordance with this resolution.

Seconded by Councilmember

and carried upon the following roll call vote:

AYES:

NAYS:

ABSENT:

offered the following resolution and moved its adoption:

RESOLUTION AWARDING STATE CONTRACT FOR PURCHASE OF ONE (1) 2020 CHEVROLET TAHOE PURSUIT VEHICLE (PPV) FOR THE WEST LONG BRANCH POLICE DEPARTMENT

8/7/19

WHEREAS, the Borough of West Long Branch has the need to purchase one (1) Chevrolet Tahoe for use by the Police Department; and

WHEREAS, in accordance with NJSA 40A:11-12, the Borough may award a contract without publicly advertising for bids when purchasing under any contract entered into on behalf of the State of New Jersey by the Division of Purchase and Property in the Department of Treasury; and

WHEREAS, there exist New Jersey State Contracts for said equipment from various vendors, and it is the recommendation of the Police Chief and the Purchasing Agent that the brand of equipment, as detailed in Attachment A annexed hereto, will best meet the needs of the Police Department; and

WHEREAS, the Chief Financial Officer of the Borough of West Long Branch has certified, in accordance with the Certification of Funds Form attached hereto, that funds are available for this purchase from Appropriation Line Item #9-01-46-881-000-202, in the amount of \$36,916.24;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that a contract be awarded to Gentilini Chevrolet LLC for purchase of one (1) 2020 Chevrolet Tahoe PPV vehicle as detailed on the attached quote, in accordance with the terms and conditions on State Contract G-Gentilini T-2776, for a sum not to exceed \$36,916.24; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to execute any and all necessary documents pursuant to said award.

Seconded by Councilmember

and carried upon the following roll call vote:

AYES:

NAYS:

ABSENT:

offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES FOR HIGHVIEW HOMES MAJOR SUBDIVISION (BLOCK 23, LOTS 1, 2, 3, 22.01, 24, 25, & 26)

8/7/19

WHEREAS, the Borough Engineer received a request for the release of the performance guarantees regarding improvements on Lots 1, 2, 3, 22.01, 24, 25, & 26 in Block 23; and

WHEREAS, the Borough Engineer reviewed the degree of completion of the project and reported by letter dated July 29, 2019, that all bonded improvements have been completed, and, therefore, the performance guarantees can be released upon posting of the required maintenance guarantee; and

WHEREAS, the applicant was required to post a performance bond in the amount of \$447,600.00 and a performance cash bond in the amount of \$75,703.50;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that the performance guarantees and engineering fees posted for this project be released on the following conditions:

- A. All outstanding engineering inspection fees in connection with this project shall be paid.
- B. A maintenance guarantee shall be posted in the sum of \$81,766.00. If such guarantee is in the form of bond or other surety, it shall be subject to the review and approval of the Borough Attorney.
 - C. The maintenance guarantee shall run for a period of two years.
- D. The Finance Office retains \$750.00 of the inspection fees to cover the cost of the final inspection associated with the maintenance bond.

Seconded by Councilmember

and carried upon the following roll call vote:

AYES:

NAYS:

ABSENT:

offered the following resolution and moved its adoption:

RESOLUTION AWARDING CONTRACT FOR THE MARYLAND AVENUE RECONSTRUCTION & VARIOUS ADA RAMP IMPROVEMENTS PROJECT

8/7/19

WHEREAS, the Borough advertised for the receipt of bids for the Maryland Avenue Reconstruction & Various ADA Ramp Improvements Project, and accepted said bids on July 31, 2019; and

WHEREAS, the Borough received the following bids:

BIDDER	PROPOSAL A	PROPOSAL B	TOTAL BID
Discover Construction, LLC	\$395,700.88	\$87,840.00*	\$483,540.88
Fiore Paving Co., Inc.	\$405,775.76	\$111,185.00*	\$516,960.76

* Corrected amount

WHEREAS, the lowest responsible bidder is Discover Construction, LLC, in the amount of \$395,700.88 for Proposal A and \$87,840.00 for Proposal B for a total of \$483,540.88; and

WHEREAS, the Borough Engineer recommends that the contract be awarded to Discover Construction, LLC in the total amount of \$483,540.88 (Proposal A - \$395,700.88 and Proposal B - \$87,840.00); and

WHEREAS, funds are available for this purpose;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that a contract be awarded to Discover Construction, LLC, 2207 Route 130 S, Dayton, New Jersey 08810, in the total amount of \$483,540.88 (Proposal A - \$395,700.88 and Proposal B - \$87,840.00), for the Maryland Avenue Reconstruction & Various ADA Ramp Improvements Project; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to execute the contract; and

BE IT FURTHER RESOLVED that all other bids be rejected, and the bid bonds of those bidders be returned.

Seconded by Councilmember

and carried upon the following roll call vote:

AYES: NAYS: ABSENT:

offered the following resolution and moved its adoption:

RESOLUTION REFUNDING CERTIFICATE OF OCCUPANCY AND SMOKE DETECTOR/CARBON MONOXIDE CERTIFICATION FEE

8/7/19

WHEREAS, Charles Beyda filed Application for Certificate of Occupancy No. R19-2052 for 3 Cedar Avenue, Long Branch, and paid the required fee of \$225.00 for the Certificate of Occupancy and \$45.00 for the Smoke Detector/Carbon Monoxide Certification; and

WHEREAS, it was subsequently determined that Charles Beyda mistakenly applied for a Certificate of Occupancy through the Borough of West Long Branch; however, the property (3 Cedar Avenue) is located in the City of Long Branch; and

WHEREAS, Charles Beyda has requested a refund of the \$270.00 fee; and WHEREAS, the Housing Inspector has confirmed that a refund is in order;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that the sum of \$270.00 be refunded to Charles Beyda, 2183 Ocean Parkway, Brooklyn, New York 11223; and

BE IT FURTHER RESOLVED that the appropriate Borough officials are hereby authorized to take action consistent with this resolution.

Seconded by Councilmember

and carried upon the following roll call vote:

AYES: NAYS:

ABSENT:

July 12, 2019 10:46 AM

BOROUGH OF WEST LONG BRANCH Bill List By P.O. Number

Page No: 1

P.O. Type: All

Include Project Line Items: Yes

Paid: N Void: N Open: N

Range: First to Last

Rcvd: Y Held: Y Aprv: N

Format: Detail without Line Item Notes

Bid: Y State: Y Other: Y Exempt: Y

PO # PO Date Vendor

Contract PO Type

First Rcvd Chk/Void

Item Description

Amount Charge Account

Acct Type Description

Stat/Chk Enc Date Date

Date Invoice

19-00632 07/11/19 L0084

LIGHTS OUT NJ LLC

1 SUMMER CONCERT @ FRANKLIN LAKE

1,000.00 9-01-28-370-000-295

B REC-COMMUNITY RECREATION

R

07/11/19 07/12/19

Total Purchase Orders:

1 Total P.O. Line Items:

1 Total List Amount:

1,000.00 Total Void Amount:

0.00

BOROUGH OF WEST LONG BRANCH Page No: 1

July 16, 2019 02:10 PM

Bill List By P.O. Number

P.O. Type: All Include Project Line Items: Yes Open: N Paid: N Void: N Range: First to Last Format: Condensed Rough State: Y Other: Y Exempt: Y

				Biu. I	Jiace. 1	other: 1 Exempt:
PO #	PO Date Vendo	•	PO Description	Status	Amount	Void Amount PO Typ
L9-00430	04/23/19 C0008	CARUSO & BAXTER	PROFESSIONAL ATTORNEY SERVICES	Open	5,491.08	0.00
	04/23/19 10034	MICHAEL IRENE, JR.	ZONING BD ATTORNEY FEES	Open	857.00	0.00
	04/24/19 N0139	NEWSPAPER MEDIA GROUP	A&E ADVERTISING	Open	51.80	0.00
	05/06/19 00044	OCEANSIDE SERVICE INC	PUB_BLDGS / A C & HEATING	Open	469.00	0.00
	05/06/19 L0002	LANIGAN ASSOCIATES	P.D. EQUIPMENT - HABERMANN	Open	99.90	0.00
	05/13/19 A0170	ACCSES NJ MICHAEL IRENE, JR. GALL'S INC	CLEANING SERVICES - APR, 2019	Open	2,224.00	0.00
	05/13/19 10034	MICHAEL IRENE, JR.	PLANNING BOARD ATTNY RETAINER	Open	857.00	0.00
	05/15/19 G0002	GALL'S INC	P.D UNIFORM - AMANDA FARRELL	Open	142.00	0.00
	05/15/19 D0109	DIDI'S AUTOMOTIVE II, LLC COUNTY OF MONMOUTH EDWARDS TIRE CO. INC.	POLICE-VEHICLE REPAIR	Open	203.41	0.00
	05/17/19 c0141	COUNTY OF MONMOUTH	FIRE VEHICLE - REPAIRS	Open	72.00	0.00
	05/17/19 E0007	EDWARDS TIRE CO. INC.	FIRE VEHICLE & REPAIR	Open	29.95	
	05/17/19 C0141	COUNTY OF MONMOUTH	FIRE VEHICLE - REPAIRS	Open	1,418.75	0.00
	05/18/19 C0087	CLEAR LAKES INC	PARK MAINTENANCE	Open	665.00	0.00
	06/03/19 B0021	BORO PRINTING	SUMMER REC & FISHING FLYERS	Open	932.00	0.00
	06/03/19 A0101	ALL HANDS FIRE EQUIPMENT	FIREFIGHTER'S TRAINING	Open	540.00	0.00
	06/03/19 F0020	FAIL SAFE	ANNUAL NFPA PUMP TESTING	Open	800.00	0.00
	06/05/19 G0070	GARDEN STATE HIGHWAY PRODUCTS	REPAIRS TO VMB	Open	380.00	0.00
	06/05/19 C0194	EILEEN CIERI	ARBOR DAY PRINTING	Open	83.17	0.00
	06/18/19 R0090	RELIABLE CLEANERS ADPRO IMPRINTS INC MATTHEW ZWEIGHAFT DEBBIE RONAN	POLICE DRY CLEANING - MAY 2019	Open	355.50	0.00
	06/18/19 A0011	ADPRO IMPRINTS INC	EMBRIODERED CAPS FOR EMS	Open	372.50	0.00
	06/18/19 z0015	MATTHEW ZWEIGHAFT	RECHARGEABLE FLASHLIGHT - EMS		161.66	0.00
	06/24/19 R0096	DEBBIE RONAN		Open	210.00	0.00
		35 GANDALF RESTORATIONS		Open	3,750.00	0.00
		05 GANDALF RESTORATIONS		Open	1,800.00	0.00
	07/15/19 30042	JERSEY CENTRAL POWER & LIGHT		Open	2,233.49	0.00
	07/15/19 J0042	JERSEY CENTRAL POWER & LIGHT		Open	383.68	0.00
	07/15/19 10042	JERSEY CENTRAL POWER & LIGHT	JCPL ACCT. NO. 100 011 671 037	Open	8,086.49	0.00
	07/15/19 s0221	GARY SMOLOKOFF		Open	1,000.00	0.00
	07/15/19 10042	JERSEY CENTRAL POWER & LIGHT	JCPL ACCT. NO 100 012 878 607		880.07	0.00
	07/15/19 10042	JERSEY CENTRAL POWER & LIGHT	JCPL ACCT. NO. 100.013.407.513		53.30	0.00
	07/15/19 10042	JERSEY CENTRAL POWER & LIGHT	JCPL ACCT. NO. 100 013 408 073		1,544.72	0.00
	07/15/19 30042	JERSEY CENTRAL POWER & LIGHT	JCPL ACCT NO. 100 013 497 894		519.48	0.00
	07/15/19 30042	JERSEY CENTRAL POWER & LIGHT	JCPL ACCT. NO. 100 013 541 626		6.23	0.00
	07/15/19 10042	JERSEY CENTRAL POWER & LIGHT	JCPL ACCT. NO.100 013 604 473		481.96	0.00
	07/15/19 10042	JERSEY CENTRAL POWER & LIGHT	JCPL ACCT NO. 100 013 690 910		595.00	0.00
	07/15/19 10042	JERSEY CENTRAL POWER & LIGHT	JCPL ACCT NO.100 043 615 077	Open	1,163.86	0.00
	07/15/19 10042	JERSEY CENTRAL POWER & LIGHT	JCPL ACCT. NO. 100 066 343 706		120.84	0.00
	07/15/19 10042	JERSEY CENTRAL POWER & LIGHT		Open	950.43	0.00
	07/15/19 10042	JERSEY CENTRAL POWER & LIGHT		Open	5,019.52	0.00
	07/15/19 J0042	JERSEY CENTRAL POWER & LIGHT	JCPL ACCT NO. 100 076 291 895	Open	6.23	0.00
	07/15/19 10042	JERSEY CENTRAL POWER & LIGHT		Open	675.51	0.00
	07/15/19 J0042	JERSEY CENTRAL POWER & LIGHT		Open	93.85	0.00
	07/15/19 10042	JERSEY CENTRAL POWER & LIGHT		Open	49.82	0.00
	07/15/19 J0042	JERSEY CENTRAL POWER & LIGHT		Open	192.42	0.00
	07/15/19 10042	JERSEY CENTRAL POWER & LIGHT		Open	64.24	0.00
	07/15/19 10042	JERSEY CENTRAL POWER & LIGHT		Open	100.65	0.00
	07/15/19 J0042	JERSEY CENTRAL POWER & LIGHT		Open	120.56	0.00
	07/15/19 J0042	JERSEY CENTRAL POWER & LIGHT		Open	63.00	0.00
	07/15/19 J0042	JERSEY CENTRAL POWER & LIGHT		Open	127.48	0.00
-00666	U//16/19 SUMMIO(5 QBE SPECIALTY INSURANCE CO.	REIMBURSEMENT PAYMENT	Open	3,515.50	0.00

July 16, 2019 02:10 PM.

BOROUGH OF WEST LONG BRANCH Bill List By P.O. Number

Page No: 2

PO # PO Date Vendor		PO Description	Status	Amount V	oid Amount	РО Туре
19-00667 07/16/19 C0053 19-00668 07/16/19 C0053	CITY OF LONG BRANCH	19 SHARED SERVICE FINANCE/QPA SHARED IT SVCS - MAY/JUNE 201		17,590.00 5,334.00	0.00	
Total Purchase Orders:	52 Total P.O. Line Items:	O Total List Amount: 7.	2,938.05	Total Void Am	ount:	0.00

BOROUGH OF WEST LONG BRANCH Bill List By P.O. Number

Page No: 3

Totals by Year-Fu Fund Description		Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
	9-01	69,188.05	0.00	69,188.05	0,00	0.00	69,188.05
	C-04	3,750.00	0.00	3,750.00	0.00	0.00	3,750.00
Total Of All	Funds:	72,938.05	0.00	72,938.05	0.00	0.00	72,938.05

July 22, 2019 10:40 AM

BOROUGH OF WEST LONG BRANCH Bill List By P.O. Number



Include Project Line Items: Yes

Open: N Paid: N Void: N

Rcvd: Y Held: Y Aprv: N

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

to Last

Bid: Y State: Y Other: Y Exempt: Y

	Condens				BIG:	Y State: Y	Otner: Y	xempt:
PO # P	O Date	Vendor		PO Description	Status	Amount V	oid Amount	РО Туре
19-00304 0			ACCSES NJ	PUB BLDGS - CLEANING SERVICES	Open	356.72	0.00	
19-00588 0			NJ INK SHOP, LLC	T-SHIRTS FOR SUMMER CAMP 2019	Open	991.42	0.00	
19-00593 0			SEMAN TOV	SUMMER CAMP-BLUE CLAWS BUSES	Open	900.00	0.00	
19-00595 0			PARTY PERFECT RENTALS	SUMMER CAMP INFLATABLES, SLIDES		3,725.00	0.00	
19-00598 0			PUROCLEAN RESTORATION SERVICES	INDOOR AIR QUALITY SAMPLES - 5	Open	450.00	0.00	
19-00603 0	7/02/19	F0019	FLOWERS BY VAN BRUNT	MEMROAIL DAY FLOWERS - FIRE	0pen	60.00	0.00	
19-00606 07			TRANSUNION RISK & ALTERNATIVE		Open .	73.19	0.00	
			THREE PINES FARMS	FLOWERS FOR PARKS & BORO HALL	Open	480.25	0.00	
19-00631 07			DEBBIE RONAN	EASTER EGG HUNT SUPPLIES	0pen	272.43	0.00	
19-00636 07			MATTHEW ZWEIGHAFT	EMS SUPPLIES	0pen	455.93	0.00	
19-00669 07	7/17/19	C0083	COMCAST&XFINITY	COMCAST 8499-05-216-0045946	Open	231.01	0.00	
19-00670 07	7/17/19	C0083	COMCAST&XFINITY	COMCAST 8499-05-216-0042620	0pen	233.70	0.00	
19-00671 07	7/17/19	C0083	COMCAST&XFINITY	COMCAST 8499-05-216-0042620	Open	398.71	0.00	
19-00672 07	//17/19	C0083	COMCAST&XFINITY	COMCAST 8499-05-216-0041994	Open	412.60	0.00	
19-00673 07	//17/19	C0083	COMCAST&XFINITY	XFINITY 8499-05-216-0049187	Open	42.00	0.00	
19-00674 07	//17/19	C0083	COMCAST&XFINITY		Open	193.80	0.00	
L9-00675 07	/17/19	C0083	COMCAST&XFINITY		Open	19.95	0.00	
19-00676 07	/17/19				Open	223.70	0.00	
L9-00682 07			NEW JERSEY AMERICAN WATER CO.		Open	97.74	0.00	
19-00683 07	/19/19 1		NEW JERSEY AMERICAN WATER CO.		Open	52.44	0.00	
9-00684 07	/19/19 1		NEW JERSEY AMERICAN WATER CO.		Open	127.77	0.00	
L9-00685 07			NEW JERSEY AMERICAN WATER CO.		Open .	249.03	0.00	
19-00686 07	/19/19 N		NEW JERSEY AMERICAN WATER CO.		0pen	1,381.48	0.00	
9-00687 07			NEW JERSEY AMERICAN WATER CO.		Open	386.57	0.00	
9-00688 07			NEW JERSEY AMERICAN WATER CO.		Open Open	19.08	0.00	
9-00689 07			NEW JERSEY AMERICAN WATER CO.		Open	117.97	0.00	
9-00690 07					Open	56.61	0.00	
9-00691 07					Open	321.71	0.00	
9-00692 07					Open	57.97	0.00	
9-00693 07				U	Open	614.82	0.00	
9-00694 07					Open	151.59	0.00	
9-00695 07	/19/19 N				Open .	484.87	0.00	
9-00696 07	/19/19 N				Open	255.92	0.00	
9-00697 07				** *** ***	Open .	185.87	0.00	
9-00698 07					Open	198.50	0.00	
9-00699 07	/19/19 T			SEWER BILL - 2ND QUARTER 2019	Onen	90.00	0.00	
9-00700 07				A	Open	90.00	0.00	
9-00701 07,					Open	90.00	0.00	
9-00702 07					Open	90.00	0.00	
9-00703 07		0001			Open	90.00	0.00	
9-00704 07					Open	90.00	0.00	
9-00706 07				and the state of t	Open	6,500.00	0.00	
9-00707 07/					Open Open	180.00	0.00	
9-00709 07/					•	24,150.00	0.00	
9-00710 07/				man and a second a		12,650.00	0.00	
otal Purcha	ise Orde	rs: 4	45 Total P.O. Line Items:	O Total List Amount: 58,	300.35	Total Void Amou	ınt:	0.00

BOROUGH OF WEST LONG BRANCH Bill List By P.O. Number

Page No: 2

Totals by Year-Fund Fund Description Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
8-01	36,800.00	0.00	36,800.00	0.00	0.00	36,800.00
9-01	21,500.35	0.00	21,500.35	0.00	0.00	21,500.35
Total Of All Funds:	58,300.35	0.00	58,300.35	0.00	0.00	58.300.35

BOROUGH OF WEST LONG BRANCH Bill List By P.O. Number

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P.O. Type: All Include Project Line Items: Yes Open: N Paid: N Void: N Range: First to Last Rcvd: Y Held: Y Aprv: N Format: Condensed Bid: Y State: Y Other: Y Exempt: Y PO # PO Date Vendor PO Description Status Amount Void Amount PO Type 19-00528 05/20/19 10011 JOHN GUIRE COMPANY DPW - EQUIP REPAIRS & MAINT 0pen 227.64 0.00 19-00536 05/18/19 J0011 JOHN GUIRE COMPANY DPW - EQUIP REPAIRS & MAINT 0pen 526.30 0.00 19-00566 06/18/19 s0027 SIP'S PAINTS AND HARDWARE PAINT & SUPPLIES Open 33.47 0.00 19-00586 06/24/19 K0022 KEMPTON FLAG & FLAGPOLE SUPPLY FLAGPOLE AT VALENZANO PARK **Open** 105.50 0.00 19-00590 06/24/19 s0027 SIP'S PAINTS AND HARDWARE PUBLIC BUILDING MAINTENANCE 0pen 69.52 0.00 19-00600 07/02/19 D0109 DIDI'S AUTOMOTIVE II, LLC POLICE VEHICLE MAINTENANCE 0pen 314.64 0.00 19-00604 07/02/19 N0057 NORCIA CORP. DPW - EQUIP. REPAIRS & MAINT. 0pen 1,664.55 0.00 19-00610 07/08/19 A0178 **ADVANTACLEAN** POLICE STATION DUCT CLEANING Open 6,748.00 0.00 19-00617 07/08/19 B0009 MICKEY BENOIT, INC. BRUSH PICKUP SERVICE 0pen 1,160.00 0.00 19-00722 07/23/19 C0083 COMCAST&XFINITY COMCAST 0pen 243.70 0.00 19-00725 07/24/19 c0083 COMCAST&XFINITY COMAST ACCT 8499052160050458 Open 108.02 0.00 19-00726 07/24/19 z0016 ZAMBELLI FIREWORKS MFG, CO 2019 FIREWORKS DISPLAY Open 15,000.00 0.00 19-00732 07/25/19 00047 OLIWA & COMPANY Professional Services 0pen 506.25 0.00 19-00733 07/26/19 10034 MICHAEL IRENE, JR. PB/ZB LEGAL SERVICES 0pen 3,495.00 0.00 Total Purchase Orders: 14 Total P.O. Line Items: O Total List Amount: 30,202.59 Total Void Amount: 0.00

BOROUGH OF WEST LONG BRANCH Bill List By P.O. Number

Page No: 2

Tatala hu Vana Fund							
Totals by Year-Fund Fund Description Fund	t	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
9-01	Ĺ	29,157.59	0.00	29,157.59	0.00	0.00	29,157.59
T-03	}	1,045.00	0.00	1,045.00	0.00	0.00	1,045.00
Total Of All Funds	s:	30,202.59	0.00	30,202.59	0.00	0.00	30,202.59