

**RESOLUTIONS ADOPTED BY CITY COUNCIL JUNE 14, 2011**

**R165-11** RESOLUTION RESCINDING R58-11 ADOPTED MARCH 8, 2011 RELATIVE TO INTEGRATED PEST MANAGEMENT

**R166-11** RESOLUTION AUTHORIZING PROFESSIONAL SERVICES CONTRACT FOR POLICE OFFICER REPRESENTATION (CHARLES MORIARTY, ESQ.)

**R167-11** RESOLUTION REGARDING COPS HIRING PROGRAM

**R168-11** RESOLUTION TO REFUND OVERPAYMENT OF 2011 TAXES (VARIOUS)

**R169-11** RESOLUTION TO REFUND OVERPAYMENT OF 2011 TAXES (BLOCK 164 LOT 1, BLOCK 193, LOT 18)

**R170-11** RESOLUTION APPROVAL PAYMENT OF BILLS

**R171-11** RESOLUTION APPROVING PLACE-TO-PLACE TRANSFER OF STATE LICENSE #1325-44-007-002 (RAINBOW LIQUORS)

**R172-11** RESOLUTION ADOPTING AN INTEGRATED PEST MANAGEMENT POLICY FOR THE CITY OF LONG BRANCH

**R173-11** RESOLUTION APPROVING THE VARIOUS LIQUOR LICENSE RENEWALS FOR THE 2011/2012 LICENSE TERM

**R174-11** RESOLUTION AUTHORIZING CONTRACT FOR URBAN DEVELOPMENT FINANCIAL AND ECONOMIC CONSULTANT SERVICES (BBP & ASSOCIATES & HR&A ADVISORS)

**R175-11** RESOLUTION AUTHORIZING CONTRACT FOR LEGAL SERVICES AS BOND COUNSEL (LOMURRO, DAVISON, EASTMAN & MUNOZ)

**R176-11** RESOLUTION AUTHORIZING ANNUAL CONTRACT FOR LEGAL SERVICES RELATIVE TO REDEVELOPMENT CONDEMNATION MATTERS (PAUL V. FERNICOLA & ASSOCIATES)

**R177-11** RESOLUTION AWARDED ANNUAL CONTRACT FOR GENERAL LEGAL SERVICES (ANSELL, GRIMM & AARON)

**R178-11** RESOLUTION AUTHORIZING ANNUAL CONTRACT FOR LEGAL SERVICES AS REDEVELOPMENT COUNSEL (MCMANIMON & SCOTLAND, LLC & GREENBAUM ROWE SMITH & DAVIS, LLP)

**R179-11** RESOLUTION ESTABLISHING A POOL FOR ARCHITECTURAL SERVICES FOR THE YEAR JULY 1, 2011 – JUNE 30, 2012 (VARIOUS)

**R180-11** RESOLUTION AUTHORIZING CONTRACTS FOR APPRAISAL SERVICES POOL FOR THE CONTRACT YEAR JULY 1, 2010 THROUGH JUNE 30, 2011 (VARIOUS)

**R181-11** RESOLUTION AUTHORIZING CONTRACTS FOR LEGAL SERVICES POOL FOR THE CONTRACT YEAR JULY 1, 2011 THROUGH JUNE 30, 2012 (VARIOUS)

**R182-11** RESOLUTION AUTHORIZING CONTRACTS FOR URBAN DESIGN AND PLANNING SERVICES (THOMPSON DESIGN GROUP & LEVEL G ASSOCIATES)

**R183-11** RESOLUTION AUTHORIZING CONTRACTS FOR ENGINEERING SERVICES POOL FOR THE CONTRACT YEAR JULY 1, 2011 THROUGH JUNE 30, 2012 (VARIOUS)

**R184-11** RESOLUTION AUTHORIZING CONTRACT FOR LEGAL SERVICES AS LABOR ATTORNEY (APRUZZESE, MCDERMOTT, MASTRO & MURPHY)

**R185-11** RESOLUTION ACCEPTING DONATION OF A 3400 (4X4) DIESEL BOBCAT

**R186-11** RESOLUTION AUTHORIZING CONTRACT FOR MUSICAL PERFORMANCE FOR "SUMMER ENTERTAINMENT PROGRAMS" (JONNY B & THE BLUES BLAZERS)

**R187-11** RESOLUTION AUTHORIZING CONTRACT FOR MUSICAL PERFORMANCE FOR "SUMMER ENTERTAINMENT PROGRAMS" (THE RUNNING DOG BAND)

**R188-11** RESOLUTION AUTHORIZING CONTRACT FOR MUSICAL PERFORMANCE FOR "SUMMER ENTERTAINMENT PROGRAMS" (THE DIMENSION BAND)

**R189-11** RESOLUTION AUTHORIZING CONTRACT FOR MUSICAL PERFORMANCE FOR "SUMMER ENTERTAINMENT PROGRAMS" (THE LIONEL YOUNG BAND)

**R190-11** RESOLUTION AUTHORIZING CONTRACT FOR MUSICAL PERFORMANCE FOR "SUMMER ENTERTAINMENT PROGRAMS" (THE DUGGER BROTHERS)

**R191-11** RESOLUTION ESTABLISHING CHANGE FUND DEPARTMENT OF RECREATION AND HUMAN SERVICES DIVISION OF CONSERVATION (BEACHES) FOR THE YEAR 2011

**R192-11** RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$26,952,164.44 TAX ANTICIPATION NOTES OF 2011 OF THE CITY OF LONG BRANCH, NEW JERSEY

**R193-11** RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AGREEMENT WITH LOCAL 210 (SCHOOL CROSSING GUARDS)

**R194-11** RESOLUTION SPECIAL ITEM OF REVENUE STATE OF NEW JERSEY URBAN ENTERPRISE ZONE AUTHORITY DEPARTMENT OF COMMERCE & ECONOMIC DEVELOPMENT GRANT AGREEMENT NO: 2011-08015-0406-00 UEZ SECURITY (POLICING) YEAR XII

**R195-11** RESOLUTION – SPECIAL ITEM OF REVENUE STATE OF NEW JERSEY URBAN ENTERPRISE ZONE AUTHORITY DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT GRANT AGREEMENT NO: 2011-08015-0407-00 UEZ MARKETING AND BUSINESS DEVELOPMENT 2011 \$90,100.00

**R196-11** RESOLUTION – EMERGENCY APPROPRIATION UTILITIES GASOLINE \$85,000.00

**R197-11** RESOLUTION – EMERGENCY APPROPRIATION DEPARTMENT OF LAW OTHER EXPENSES \$228,000.00

**R198-11** RESOLUTION – EMERGENCY APPROPRIATION DEPARTMENT PUBLIC  
WORKS DIVISION OF MUNICIPAL GARAGE OTHER EXPENSES - \$137,000.00

R# R165-11

**RESOLUTION RESCINDING R58-11  
ADOPTED MARCH 8, 2011 RELATIVE  
TO INTEGRATED PEST MANAGEMENT**

**WHEREAS**, on March 8, 2011 the City Council of the City of Long Branch adopted a resolution regarding pesticide reduction and integrated pest management policy; and

**WHEREAS**, this was a draft format and not the final version of the Integrated Pest Management Policy.

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Long Branch that they hereby rescind R58-11 adopted March 8, 2011.

MOVED: Pallone  
SECONDED: Billings

AYES: 5  
NAYES: 0  
ABSENT: 0  
ABSTAIN 0

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KATHY L. SCHELE, MUNICIPAL CLERK OF THE CITY OF  
LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING  
TO BE A TRUE, COMPLETE AND CORRECT COPY OF  
RESOLUTION ADOPTED BY THE CITY COUNCIL AT A  
REGULAR MEETING HELD ON June 14, 2011  
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 14th DAY OF June, 2011  
\_\_\_\_\_  
MUNICIPAL CLERK, R.M.C.

**RESOLUTION AUTHORIZING PROFESSIONAL SERVICES CONTRACT FOR POLICE OFFICER REPRESENTATION (CHARLES MORIARTY, ESQ.)**

**WHEREAS**, the City has the need to authorize a contract for professional legal services for the representation of Patrolman Marshall Brown for charges brought against him by Daniel Van Brunt; and

**WHEREAS**, Charles Moriarty, Esq. has submitted a proposal attached hereto, dated June 1, 2011 for services for required project, and it is the recommendation of the Business Administrator that it is in the City's best interest to award a contract Charles Moriarty, Esq.; and

**WHEREAS**, value of this contract does not exceed \$750.00 and therefore is not subject to N.J.S.A. 19:44A-20.5 et seq; and

**WHEREAS**, all contractors awarded professional service contracts are required to comply with City Ordinance #18-05, and execution of the contract documents, annexed hereto, will serve as acknowledgment by Charles Moriarty, Esq., that it complies with the Ordinance, and has not made any political contributions that would bar it from being awarded a contract with the City of Long Branch; and

**WHEREAS**, the Chief Financial Officer of the City of Long Branch has certified, in accordance with the Certification of Funds form attached hereto, that funds are available for this contract in the following appropriation #1-01-014-202 in an amount not to exceed \$750.00.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Long Branch that they hereby authorize a contract with Charles Moriarty, Esq. for legal services relative to Patrolman Marshall Brown in accordance with the contract document and proposal attached hereto, for an amount not to exceed \$750.00.

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

MOVED: *Pallone*  
SECONDED: *Billings*

AYES: 5  
NAYS: 0  
ABSENT: 0  
ABSTAIN: 0

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KATHY L. SCHELE, MUNICIPAL CLERK OF THE CITY OF LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING TO BE A TRUE, COMPLETE AND CORRECT COPY OF RESOLUTION ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING HELD ON June 14, 2011  
IN WITNESS WHEREOF, I HAVE HEREONTO SET MY HAND AND AFFIXED THE OFFICIAL SEAL OF THE CITY OF LONG BRANCH, MONMOUTH COUNTY, NEW JERSEY THIS 15th DAY OF June, 2011  
*Kathy L. Schele*  
MUNICIPAL CLERK



R# 167-11

**RESOLUTION REGARDING COPS HIRING PROGRAM**

**WHEREAS**, the office of community oriented policing services (COPS) has announced the application period for FY 2011 cops hiring program; and

**WHEREAS**, the COPS hiring program is a competitive grant program that provides funding directing to law enforcement agency having primary law enforcement authority to impact their community policing capacity and problem solving efforts; and

**WHEREAS**, the fiscal year 2011 cops hiring program will provide 100% funding for approved entry level salaries and benefits for three years in an attempt to rehire officers who have been laid off due to economic conditions; and

**WHEREAS**, there is no local match and at the conclusion of the federal funding period grantees must retain all sworn officer positions awarded under the COPS hiring grant for a minimum of one year.

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Long Branch that they hereby supports the Long Branch Police Department's application for the 2011 COPS hiring program.

MOVED: Pallone  
SECONDED Billings

AYES: 5  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KATHY L. SCHELE, MUNICIPAL CLERK OF THE CITY OF LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING TO BE A TRUE, COMPLETE AND CORRECT COPY OF RESOLUTION ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING HELD ON June 14, 2011  
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 15th DAY OF June, 2011  
Kathy L. Schele  
Municipal Clerk, E.E.C.



**COPS**

COMMUNITY ORIENTED POLICING SERVICES  
U.S. DEPARTMENT OF JUSTICE

# Fact Sheet

[www.cops.usdoj.gov](http://www.cops.usdoj.gov)

"Community Policing, at its simplest, is about building relationships and solving problems."

Bernard Melekian, Director  
Office of Community Oriented Policing Services

## 2011 COPS Hiring Program

### Strengthening Community Policing by Hiring Officers

The fiscal year (FY) 2011 COPS Hiring Program (CHP) is designed to advance public safety through community policing by addressing the full-time sworn officer needs of state, local, and tribal law enforcement agencies nationwide. CHP provides funds directly to law enforcement agencies to hire new and/or rehire career law enforcement officers, and to increase their community policing capacity and crime prevention efforts. Available CHP funding in FY2011 will be just over \$200 million.

The FY2011 CHP grant program is an open solicitation. All state, local, and tribal law enforcement agencies that have primary law enforcement authority are eligible to apply.

Below are a variety of resources to better enable law enforcement agencies to recruit, hire, and retain officers.

- ***Innovations in Police Recruitment and Hiring – Hiring in the Spirit of Service***

This publication discusses how agencies met their goals of hiring service-oriented recruits; the challenges encountered as well as lessons learned. <http://cops.usdoj.gov/RIC/ResourceDetail.aspx?RID=113>

- ***Recruitment, Hiring, and Retention Resources for Law Enforcement CD-ROM***

This CD provides resources to assist those responsible for finding, training, and retaining qualified staff. [www.cops.usdoj.gov/RIC/ResourceDetail.aspx?RID=450](http://www.cops.usdoj.gov/RIC/ResourceDetail.aspx?RID=450)

- ***Police Recruitment and Retention Clearinghouse***

The purpose of this website is to promote evidence-based personnel planning by making information on police staffing readily available for police decision makers in an easy to use, searchable form. [www.rand.org/ise/centers/qualitypolicing/cops](http://www.rand.org/ise/centers/qualitypolicing/cops)

### Supporting Local Law Enforcement

More than 15 years after the Violent Crime Control and Law Enforcement Act of 1994 was signed into law, the COPS Office continues to support the efforts of law enforcement agencies across the country as they develop creative and innovative ways to deal with long-standing community problems and public safety issues. To date, the COPS Office has funded the addition of nearly 122,800 officers to over 13,600 state, local, and tribal law enforcement agencies to advance community policing in small and large jurisdictions across the nation.

CHP is one of several hiring programs developed by the COPS Office since its inception to support law enforcement. This is particularly important as state, local, and tribal law enforcement agencies embrace the challenges of keeping communities safe while maintaining sufficient sworn personnel levels.

### Funding Provisions

The COPS Office will accept new applications for the FY2011 CHP grant program in a two part process. First, agencies **must** register and apply online via [www.grants.gov](http://www.grants.gov) to complete the Standard Form 424 (SF-424). The SF-424 is a government-wide standard application form for federal assistance. The SF-424 is intended to reduce the administrative burden to the federal grants community, which includes applicants/grantees and federal staff involved in grants-related activities. Once the SF-424 has been submitted, the applicant will receive an e-mail from the COPS Office with instructions on completing the second part of the CHP application process through the COPS Office Online Application System found on the COPS Office website at [www.cops.usdoj.gov](http://www.cops.usdoj.gov).

All applicants for federal grants and cooperative agreements, with the exception of individuals other than sole proprietors, are required to have a Data Universal Numbering System (DUNS) number and be registered in the Central Contractor Registration (CCR) database **prior** to submitting an application.

- **Discover Policing**  
This website offers first hand descriptions of law enforcement work and provides opportunities for potential recruits and agencies to connect. [www.discoverpolicing.org](http://www.discoverpolicing.org)
- **Police Training Officer (PTO) CD-ROM**  
This CD is a four-part compilation of resources of the COPS Office Police Training Officer (PTO) program, an innovative field training experience reflecting policing in the 21st century. [www.cops.usdoj.gov/RIC/ResourceDetail.aspx?RID=491](http://www.cops.usdoj.gov/RIC/ResourceDetail.aspx?RID=491)
- **Police Recruitment and Retention for the New Millennium**  
This guidebook summarizes for police practitioners lessons on recruiting and retaining diverse, effective workforces. It provides a means for local officials to identify what has been tried elsewhere and what might be applicable in their own communities. <http://cops.usdoj.gov/RIC/ResourceDetail.aspx?RID=599>
- **Today's Police and Sheriff Recruits**  
This report provides the results of a recruit assessment conducted by RAND, including both findings about the overall sample as well as those focused on groups often of particular interest to law enforcement recruitment professionals. <http://cops.usdoj.gov/RIC/ResourceDetail.aspx?RID=592>

Additional COPS publications and resources are posted online at [www.cops.usdoj.gov](http://www.cops.usdoj.gov).

It is strongly recommended that applicants register immediately on Grants.gov. In addition, applicants are strongly encouraged to complete the SF-424 and Section 1 on Grants.gov as quickly as possible. Any delays in registering with Grants.gov or submitting the SF-424 may result in insufficient time for processing your application through Grants.gov or the COPS Office Online Application System.

Complete application packages for the FY2011 CHP Solicitation are due by **May 25, 2011, at 8:59 PM, EDT**. Hard copies or electronic copies sent via e-mail will not be accepted.

CHP grants will provide 100 percent funding for approved entry-level salaries and fringe benefits of full-time officers for 36 months of grant funding. CHP grants may be used on or after the official grant award start date to: (1) hire new officer positions (including filling existing officer vacancies that are no longer funded in an agency's budget); (2) rehire officers already laid off (at the time of application) as a result of state, local, or Bureau of Indian Affairs (BIA) budget reductions unrelated to the receipt of grant funding; or (3) rehire officers scheduled to be laid off (at the time of application) on a specific future date as a result of state, local, or BIA budget reductions unrelated to the receipt of grant funding. CHP applicants may request funding in one or more of the above-referenced hiring categories.

The COPS Office has capped the number of officers that an agency can request through the FY2011 CHP program. There is no local match or cap on the amount of funding that can be requested per officer position; however, CHP grant funding will be based on the current full-time entry-level salary and fringe benefits package of an officer in the department. Any additional costs for higher than entry-level salaries and fringe benefits will be the responsibility of the grantee agency. All agencies' requests will be capped at no more than 5 percent of their actual sworn force strength as reported on the date of application, up to a maximum of 50 officers. Additionally, the request of any agency with a sworn force strength less than or equal to 20 will be capped at one officer.

The COPS statutory nonsupplanting requirement mandates that CHP funds must be used to supplement (increase) state, local, or BIA funds that would have been dedicated toward sworn officer positions if federal funding had not been awarded. CHP grant funds must not be used to supplant (replace) local funds that agencies otherwise would have devoted to sworn officer hiring. The hiring or rehiring of officers under CHP must be in addition to, and not in lieu of, officers who otherwise would have been hired or rehired with state, local, or BIA funds.

At the conclusion of the three years (36 months) of federal funding, grantees must retain all sworn officer positions awarded under the CHP grant for a minimum of 12 months. The retained CHP-funded position(s) should be added to the grantee's law enforcement budget with state and/or local funds, over and above the number of locally-funded positions that would have existed in the absence of the grant. Applicants are required to affirm in their CHP grant application that their agency plans to retain any additional officer positions awarded following the expiration of the grant and identify their planned source(s) of retention funding.

### Contact the COPS Office

For more information about the COPS Hiring Program, please call the COPS Office Response Center at 800.421.6770, or visit COPS Online at [www.cops.usdoj.gov](http://www.cops.usdoj.gov).

R# 168-11

**RESOLUTION TO REFUND  
OVERPAYMENT OF  
2011 TAXES**

**BE IT RESOLVED**, by the City Council of the City of Long Branch, that  
upon the recommendation of the Tax Collector, a refund be made to the taxpayer(s) shown on  
the attached sheet due to an overpayment of 2011 taxes and,

**NOW THEREFORE BE IT RESOLVED**, that the Finance Office is hereby authorized to issue  
individual check(s) to the taxpayer(s) shown on the attached sheet and charge 2011 taxes in the  
total amount of \$11,165.49

OFFERED: Pallone  
SECOND: Billings  
AYES: 5  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KATHY L. SCHMELZ, MUNICIPAL CLERK OF THE CITY OF  
LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING  
TO BE A TRUE, COMPLETE AND CORRECT COPY OF  
RESOLUTION ADOPTED BY THE CITY COUNCIL AT A  
REGULAR MEETING HELD ON June 14, 2011  
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 15th DAY OF June 2011  
Kathy L. Schmeltz  
MUNICIPAL CLERK, R.M.C.

BLOCK	LOT	OWNER	AMOUNT
39	5.03	Chase Home Finance c/o Core Logic Account of: Gemal, Marshall & Milya P.O. Box 961250 Fort Worth, TX 76161-9887	1,632.38
105	21	Chase Home Finance c/o Core Logic Account of: Rafferty, Michael P.O. Box 961250 Fort Worth, TX 76161-9887	1,820.69
242	10	GMAC Mortgage LLC c/o Core Logic Account of: Pederson, William & Laura P.O. Box 961250 Fort Worth, TX 76161-9887	981.79
307	5.01	Ocwen Loan Servicing c/o Core Logic Account of: Mirra, Richard P.O. Box 961250 Fort Worth, TX 76161-9887	981.67
307	15	Aurora Financial c/o Core Logic Account of: Freeman, Joseph W P.O. Box 961250 Fort Worth, TX 76161-9887	778.02
308	5.02	Chase Home Finance c/o Core Logic Account of: Anderson, Gregory P.O. Box 961250 Fort Worth, TX 76161-9887	1,243.51
313	4	Sovereign Bank c/o Core Logic Account of: Shuler, Thomasine P.O. Box 961250 Fort Worth, TX 76161-9887	618.56
360	4	BAC Tax Services Corp. Account of: Wapler, Kevin & Tanja 1757 Tapo Canyon Road Simi Valley, CA 93063	679.20
454	6	CitiMortgage, Inc. c/o Core Logic Account of: Maloney, Timothy P.O. Box 961250 Fort Worth, TX 76161-9887	1,132.19
455	6.72	Chase Home Finance c/o Core Logic Account of: Hannon, Michael P.O. Box 961250 Fort Worth, TX 76161-9887	1,297.48

R# 169-11

**RESOLUTION TO REFUND  
OVERPAYMENT OF  
2011 TAXES**

**BE IT RESOLVED**, by the City Council of the City of Long Branch, that upon the recommendation of the Tax Collector, a refund be made to the taxpayer(s) shown below due to an overpayment of 2011 taxes and,

**NOW THEREFORE BE IT RESOLVED**, that the Finance Office is hereby authorized to issue an individual check(s) to the taxpayer(s) shown below and charge 2011 taxes in the amount of \$2,413.83.

BLOCK	LOT	NAME	AMOUNT
164	1	Ballard, Julie A. 177 Norwood Avenue Long Branch, NJ 07740	856.86
193	18	Tirone, Bruno, Joanne 295 Morris Avenue Long Branch, NJ 07740	1,556.97

OFFERED: Pallone  
SECOND: Billings  
AYES: 5  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KATHY L. SCHEELE, MUNICIPAL CLERK OF THE CITY OF  
LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING  
TO BE A TRUE, COMPLETE AND CORRECT COPY OF  
RESOLUTION ADOPTED BY THE CITY COUNCIL AT A  
REGULAR MEETING HELD ON June 14, 2011  
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 15th DAY OF June, 2011  
Kathy L. Scheele  
Municipal Clerk

R# 170-11

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: Pallone

SECONDED: Billings

AYES: 5

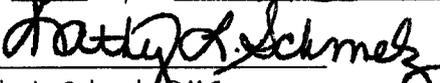
NAYES: 0

ABSENT: 0

ABSTAIN: 0

I hereby certify the foregoing to be a true copy of a resolution adopted by the City Council at their Regular meeting held on June 14, 2011.

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 15<sup>th</sup> day of June, 2011

  
Kathy L. Schmelz, RMC  
City Clerk

**PUBLIC NOTICE**

Notice is hereby given that the following bills will be submitted for payment approval as of June 14, 2011. 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 and 4:30 P.M. Monday through Friday.

- A T & T
- A.M./P.M. Services
- Allegra
- Allstate Office Interiors
- American Hose & Hydraulics Co.
- American Red Cross
- Anchor Rubber Stamp & Printing Co.
- Anchor & Mastro
- Apruzzese, McDermott, Mastro & Murphy
- Arbor Day Foundation
- Atlantic Plumbing Supply Corp.
- Avalon Carpet Tile & Flooring
- Battery Mart
- Bella's Pizza
- Big A Trucking Co.
- Blink Promotions
- Buhler Dodge
- Builders' General Supply Co.
- Carl F. Jennings
- CCC Heavy Duty Truck Parts Co.
- Century Office Products, Inc.
- City of Long Branch Clearing Account
- City of Long Branch Payroll Agency
- City of Long Branch Payroll Agency
- Claudia Bento
- Complete Security Systems, Inc.
- Complete Security Systems, Inc.
- Complete Security Systems, Inc.
- Conte's Car Wash, Inc.
- Craft Oil Corp.
- Creative Product Sourcing
- CWA Local 1038
- David Roach

Utilities - Telephone - Bills Dated 5/9 & 5/16/2011 - Various Locations	65.50	*
Registration for Seminar - 10/22/2010 - D. Talerico - City Clerk's Office	99.00	
Construction Code Forms for Building Dept.	1,347.00	
Desk for EOC Center at Fire Headquarters - OEM / DPW	2,260.05	
Misc. Parts - Various Vehicles - 5/14/2011 - Recreation Dept.	1,856.46	
CPR Recertification for Lifeguards - Mayor's Office	240.00	
Notary Expiration Stamp - G. Winnick - April 2011	20.00	
Notary Expiration Rendered - General Matters	3,529.69	Pymt #4
Legal Services Rendered - Green Initiatives	303.95	
Educational Booklets for Various Locations - DPW	499.05	
Plumbing Materials for Bathroom at Fire Headquarters - DPW	170.19	
Tile/Materials for Bathroom at Fire Headquarters - Purchasing Dept.	280.45	
Batteries to Replenish Central Supply - 6/1-6/3/2011 - Health Dept.	451.35	
Food for Prisoners - Clean Shores - 6/1-6/3/2011 - Fire Dept.	144.00	
Repair Flat Tire on Truck #25-5-75 - Fire Dept.	1,425.00	
Blinking Pins for Summer Concert Series - Administration	427.05	
Blinking Pins for Summer Concert Series - Administration	3,500.83	
Misc. Parts - PD #47 - DPW	3,500.00	
Lumber to Repair Boardwalk - DPW	3,157.95	
2011 Daily Badge Opening Bank	242.00	
Misc. Parts - Various Vehicles - DPW	412,576.15	
Misc. Parts - Various Vehicles - DPW	162,506.79	
Misc. Parts - Various Vehicles - DPW	21,429.17	
Misc. Parts - Various Vehicles - DPW	825,959.65	
Misc. Parts - Various Vehicles - DPW	33,199.72	
Misc. Parts - Various Vehicles - DPW	792,759.93	
Misc. Parts - Various Vehicles - DPW	25.20	
Misc. Parts - Various Vehicles - DPW	267.96	
Misc. Parts - Various Vehicles - DPW	400.00	
Misc. Parts - Various Vehicles - DPW	1,164.76	
Misc. Parts - Various Vehicles - DPW	757.90	
Misc. Parts - Various Vehicles - DPW	500.30	
Misc. Parts - Various Vehicles - DPW	5,200.00	
Misc. Parts - Various Vehicles - DPW	301.00	
Misc. Parts - Various Vehicles - DPW	2,436.00	Pymt #4

\*\* SUBJECT TO COMPLETION OF PAYMENT PACKAGE



Masune First Aid Safety	First Aid Supplies for Beachfront - Recreation Dept.	1,309.40
Matthew Bender & Co.	NJ Admin. Code Title 4A Civil Service - July 2011 / June 2012 - DPW	66.00
Michael A. Irene, Jr. Esq.	Legal Services Rendered - Retainer - May 2011	1,000.00
Michael Rafferty	Videography/Editing of NJ Marathon & Memorial Day Services - 5/1 & 5/30/11 - Cable Commission	1,000.00
Mid-Atlantic Truck Center, Inc.	Misc. Parts - Various Vehicles - DPW	564.82
Miquelina Guia	Mileage Reimbursement - Vital Statistics Course - 5/20/11 - Health Dept.	10.92
Monmouth Building Center	Lumber/Materials for Beachfront & Senior Center - DPW	1,579.13
Monmouth County Police Academy	Various Course Registrations - Various Officers - April & May 2011 - Police Dept.	325.00
Monmouth Cycles	Repair OEM Vehicle - DPW	885.52
Moore North America, Inc.	Safety Paper for Certified Copies - Health Dept.	437.50
Mr. John	(3) Port-A-John's - Truax & Van Court Park - April 2011 - Recreation Dept.	333.00
N.J. Gravel & Sand Co.	Infield Mix & Top Soil - DPW	3,217.25
New Jersey American Water Co.	Utilities - Water - Bill Dated 4/5-5/6/2011 - Various Locations	1,710.86
New Jersey Natural Gas	Utilities - Gas - Bill Dated 4/12-5/16/2011 - Various Locations	4,453.02
NJ Division of Alcoholic Beverage Control	2011-2012 Liquor License Renewal Applications - City Clerk's Office	183.00
NJ State League of Municipalities	2010-2011 Legislative Roster - H. Woolley Jr. - Administration	15.00
NJSCPA	Membership Renewal - Finance Director	305.00
North Beach Grille	Food for Prisoners - Clean Shores - 6/1-6/3/2011 - Health Dept.	549.00
Oceanside Service, Inc.	Service Call on Air Conditioning Unit at City Hall Building - 4/21/11 - DPW	473.00
Office Needs, Inc.	Ink Cartridges - Various Depts.	926.59
Orion Healthcare Technology	Annual Renewal for Adult & Adolescent Practice Management System - Human Services	2,700.00
Oswald Enterprises, Inc.	Rental of Jet Vac Equipment for Cleaning of Sewer Lines & Catch Basins - 5/9/11 - DPW	1,800.00
Paul Marino	Musical Performance - 5/29/11 - "Art In The Park" - L.B. Arts Council	650.00
Penn Detroit Diesel Allison	Maintenance Agreement for Generator - (3) Locations - 2/1/11-1/31/12 - DPW	3,607.00
Perry's Trophy Co.	Plaques for Lifeskills Dinner - Coastal Monmouth Alliance	420.00
Perth Amboy Spring Works	Rebuild Spring - Sanitation #100 - DPW	568.04
Petro King Service Co.	Maintenance on Gasoline/Diesel Tanks at DPW	668.45
Pitney Bowes	Meter Rental for Postage Machine - 1/1-3/31/11 - Central Postage	180.00
Radio Shack	Speaker Wire - Recreation Dept.	23.99
Reliance Graphics	Printing for June 2011 Primary Election - City Clerk's Office	4,760.00
Riggins, Inc.	Diesel Fuel & Unleaded Gasoline - Delivered on 4/17 & 4/28/11 - DPW	42,691.18
Robert J. Holden, Esq.	Legal Services Rendered - State vs Chaparro - May 2011	807.50
Rutgers University	(2) Re-Certification Classes - 5/20/2011 - Health Dept.	368.00
Saker Shoprites, Inc.	Food for Society on Aging Workshop & Seminar - 5/18/11 - Senior Affairs	207.59
Sanitation Equipment Co.	Misc. Parts - Sanitation #10 - DPW	231.91
Scoles Floorshine Industries	Janitorial Supplies for Beachfront - DPW	191.45
Seaboard Welding Supply, Inc.	Welding Supplies & Industrial Gases for Municipal Garage - April 2011 - DPW	99.75
Shared Technologies	Telephone Maintenance - Various Locations - April / June 2011 - Purchasing Dept.	4,085.26
Signs By Tomorrow	Banners for Car Show - Administration	135.00
Signs Sealed & Delivered	Re-Letter Store Window - "Absolute Necessities" - DPW	214.00
Snap-On Industrial	Various Tools - DPW	73.01
Stavola Asphalt Co.	Road Materials to Repair Pot Holes - DPW	671.46
Stavola Contracting Co.	Disposal of Concrete - DPW	885.38

\* DENOTES PREPAY

\*\* SUBJECT TO COMPLETION OF PAYMENT PACKAGE

Pymt #1-2

Stephan L. Green Trailers  
 Storr Tractor Co.  
 T.C.T.A. of NJ  
 Taylor Fence Co.  
 The Hoop Group  
 Thomas Flannigan  
 Thompson Design Group  
 Thompson Design Group  
 Thompson Design Group  
 Tina Brown  
 Tom Cheseck  
 Tony's Tomato Pies  
 Treasurer, State of NJ - Div. Of Codes & Standards  
 Tuzzio's  
 Uni-Select USA, Inc.  
 Verizon  
 Verizon Wireless  
 Verizon Wireless  
 Vision Service Plan  
 W E Timmerman Co.  
 W.B. Mason Co.  
 W.W. Grainger, Inc.  
 Warshauer Electric Supply Co.  
 Wes Lehman  
 William Bahamonde  
 WPCS International, Inc.

**TOTAL CURRENT**

City of Long Branch Clearing Account

**TOTAL CAPITAL**

City of Long Branch Clearing Account  
 City of Long Branch Clearing Account  
 City of Long Branch Clearing Account  
 City of Long Branch Payroll Agency  
 City of Long Branch Payroll Agency  
 Conte's Car Wash, Inc.

Misc. Parts - PW #917 - DPW  
 Lawn Mower Blades - DPW  
 Registration for 2011 Spring Conference - 5/17/11 - C. Tomas - Tax Collector  
 Lumber for Boardwalk - DPW  
 Registration for Spring Basketball Tournament - 4/30 & 5/1/2011 - Recreation Dept.  
 Memorial Day Essay Contest Winner - Middle School - Veterans / Admin.  
 Professional Services Rendered - General Services - April & May 2011  
 Professional Services Rendered - Broadway Gateway North - April & May 2011  
 Professional Services Rendered - Beachfront North - April 2011  
 Mileage Reimbursement - Vital Statistics Course - 5/20/11 - Health Dept.  
 Marketing for "Art In The Park" Event - L.B. Arts Council  
 Catering for Ipoet Series - 5/14/11 - L.B. Arts Council  
 Annual Subscription for NJ UCC - 6/1/11-5/31/12 - K. Hayes - Fire Prevention  
 Food for Coaches Luncheon & Lifeskills Dinner - 5/14 & 5/19/11 - Rec. Dept. / Coastal Mon. Alliance  
 Lights/Mirrors for DPW Stock  
 Utilities - Telephone - Bills Dated 5/1 & 5/11/2011 - Various Locations  
 Laptop Service - Bill Dated 5/12/11 - Various Depts.  
 Cell Phone Service - Bill Dated 5/16/2011 - Various Depts.  
 Vision - June 2011  
 Misc. Parts - PW #92 - DPW  
 Various Office Supplies - Various Depts.  
 Misc. Equipment - Various Depts.  
 Electrical Materials for West End Concession Stand - DPW  
 Memorial Day Essay Contest Winner - High School - Veterans / Admin.  
 Reimbursement for Purchase of Laptop - IT-Administration  
 Misc. Parts - Truck #25-4-90 - Fire Dept.

Reimburse Clearing Account

Reimburse Clearing Account  
 Reimburse Clearing Account  
 Reimburse Clearing Account  
 Payroll Dated 5/27/2011  
 Payroll Dated 5/27/2011  
 Car Wash Contract - May 2011

**2,835,226.03**

\* 7,094.98

**7,094.98**

\* 2,692.81  
 \* 275.00  
 \* 5,561.20  
 \* 396.54  
 \* 5,164.66  
 \* 31.26

Fort Dearborn Life Insurance		Life Insurance - June 2011	*	1.96
Horizon Blue Cross Blue Shield		Health Benefits - June 2011	*	2,443.48
Horizon Blue Cross Blue Shield		Dental Benefits - June 2011	*	109.98
Mommouth County SPCA		Animal Shelter Services - April 2011	*	4,335.00 Pymt #2
Verizon Wireless		Cell Phone Service - Bill Dated 5/16/2011 - Animal Control	*	117.07
Vision Service Plan		Vision - June 2011	*	20.32

**TOTAL DOG** 21,149.28

City of Long Branch Clearing Account		Reimburse Clearing Account	*	3,875.60
City of Long Branch Clearing Account		Reimburse Clearing Account	*	5,119.45
City of Long Branch Clearing Account		Reimburse Clearing Account	*	5,870.39
City of Long Branch Payroll Agency		Payroll Dated 5/27/2011	*	421.39
City of Long Branch Payroll Agency		Payroll Dated 5/27/2011	*	5,449.00
Coast Hardware Co.		Various Items for Conrail Property Improvement - Community Gardens/Community Dev.	*	251.48
Conte's Car Wash, Inc.		Car Wash Contract - May 2011	*	52.10
Fort Dearborn Life Insurance		Life Insurance - June 2011	*	9.80
Great America Leasing Corp.		Copier Lease - June 2011 - UEZ	*	112.62
Horizon Blue Cross Blue Shield		Health Benefits - June 2011	*	3,681.90
Horizon Blue Cross Blue Shield		Dental Benefits - June 2011	*	156.16
Lisa Bagwell		Professional Services Rendered - Manage Community Gardens Project - May 2011	*	550.00 Pymt #1-3
Long Branch Chamber of Commerce		Bronze Sponsorship for "LB Chef's Challenge " & 2011 Discover Guide Ad - Community Dev.	*	5,500.00
Vision Service Plan		Vision - June 2011	*	27.74

**TOTAL HUD** 31,077.63

City of Long Branch Clearing Account		Reimburse Clearing Account	*	5,400.00
City of Long Branch Clearing Account		Reimburse Clearing Account	*	100.00
City of Long Branch Clearing Account		Reimburse Clearing Account	*	5,000.00
City of Long Branch Clearing Account		Reimburse Clearing Account	*	3,179.42
City of Long Branch Clearing Account		Reimburse Clearing Account	*	3,052.41
City of Long Branch Clearing Account		Reimburse Clearing Account	*	571.86
City of Long Branch Clearing Account		Reimburse Clearing Account	*	24,449.31
City of Long Branch Payroll Agency Account		Unemployment - May 2011	*	573.22
City of Long Branch Payroll Agency Account		Payroll Dated 5/27/2011	*	460.31
City of Long Branch Payroll Agency Account		Payroll Dated 5/27/2011	*	23,989.00
Elliot Loeb - Keogh Plan		Tax Sale Premium	*	5,000.00
Fire Fighters Equipment Co.		Respiratory Protection for OEM	*	8,000.00
Fort Dearborn Life Insurance		Life Insurance - June 2011	*	0.98

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



R# 171-11

**RESOLUTION APPROVING  
PLACE-TO-PLACE TRANSFER OF STATE LICENSE #1325-44-007-002  
(RAINBOW LIQUORS)**

**WHEREAS**, Cottage Emporium Inc. t/a Rainbow Liquors has applied for a place to place transfer of Plenary Retail Distribution License No. 1325-44-007-002 from 141 Broadway, Long Branch, NJ to 518 Broadway, Long Branch, NJ and the application for a place to place appears to be complete in all respects; and

**WHEREAS**, proof of publication of notice has been submitted and there have been no written objections received by the City Clerk, fees have been paid and approvals have been given by the appropriate departments; and

**WHEREAS**, the applicant has submitted plans to the Clerks office which outlines the area where alcoholic beverages will be sold.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Long Branch, that Plenary Retail Consumption License No. 1325-44-007-002 in the name of Cottage Emporium Inc. t/a Rainbow Liquors be and the same is hereby transferred from 141 Broadway to 581 Broadway, Long Branch, NJ effective June 15, 2011.

MOVED: Celli  
SECONDED: Bastelli

AYES: 4  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0

Recuse: Pallone

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KATHY L. SCHEMEL, MUNICIPAL CLERK OF THE CITY OF  
LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING  
TO BE A TRUE, COMPLETE AND CORRECT COPY OF  
RESOLUTION ADOPTED BY THE CITY COUNCIL AT A  
REGULAR MEETING HELD ON June 14, 2011  
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 14th DAY OF June 2011  
Kathy L. Schemel  
MUNICIPAL CLERK, R. 1102

RAINBOW LIQUORS

COTTAGE EMPORIUM, INC.

OWNERS:

GOPAL PANDY

STATE LICENSE # :  
TRANSFERRED ON:  
STATUS:

1325-44-007-002  
MAY 24, 1986  
ACTIVE

**Resolution Adopting an Integrated Pest Management Policy  
For the City of Long Branch**

**WHEREAS**, Integrated Pest Management is the coordinated use of pest and environmental information, and all available pest control methods (sanitation, mechanical, biological, and "least toxic" chemical) to prevent unacceptable levels of pest damage by the most economical means, with the least possible hazard to people, property and the environment; and

**WHEREAS**, the City of Long Branch has, for more than twenty years, utilized Integrated Pest Management practices for controlling pests and invasive vegetation at various parks, public property, and public facilities; and

**WHEREAS**, the Long Branch Environmental Commission has recommended that it would benefit the health, welfare, comfort, and safety of City residents and visitors utilizing its parks and facilities, if the City formally adopted the Integrated Pest Management Policy, annexed hereto, as its official policy to be utilized in maintenance of City property and facilities.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Long Branch that it does hereby adopt the Integrated Pest Management Policy, annexed hereto, as the City's pest control policy and strategy to be employed in the maintenance of its public properties and facilities.

**BE IT FURTHER RESOLVED**, that the Mayor and Council encourage all Long Branch residents to make every effort to utilize integrated pest management practices for controlling pests and invasive vegetation on their own property.

OFFERED: Pallone  
SECOND: Billings  
AYES: 5  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KIMMY L. SCHMELZ, MUNICIPAL CLERK OF THE CITY OF LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING TO BE A TRUE, COMPLETE AND CORRECT COPY OF RESOLUTION ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING HELD ON June 14, 2011  
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 15th DAY OF June 2011  
Kimmy L. Schmeltz  
MUNICIPAL CLERK

R# 173-11

**RESOLUTION APPROVING THE VARIOUS  
LIQUOR LICENSE RENEWALS FOR THE 2011/2012  
LICENSE TERM**

**WHEREAS**, the Director of Public Safety, the Director of Health and the Director of Building & Development, have recommended the approval of the following liquor license:

Suburban Liquors	1325-33-075-006
RoVa Enterprises (Inactive)	1325-33-046-006
Murphy's	1325-33-050-007
Wine Loft	1325-33-033-004
VFW Post 2140	1325-31-071-001
The Avenue	1325-33-027-010
Britton's Liquors	1325-44-005-005
Patten Point Yacht Club	1325-31-068-001
Rooney's Oceanfront Restaurant	1325-33-037-009
It's Greek to Me	1325-33-001-005
Pierce Liquors	1325-44-048-004
Tavalo (Inactive)	1325-33-034-008
Max's Hot Dogs	1325-33-002-004
Myst Lounge	1325-33-003-004
Bell Liquors	1325-44-004-006
Rainbow Liquors	1325-44-007-002
Tony's Tomato Pies	1325-33-009-004
Sawa	1325-33-012-006
Melao Lounge	1325-33-013-006
Charley's Ocean Grill	1325-33-016-007
Por Do Sol	1325-32-021-013
McLoones Pier House	1325-33-023-008
Pleasure Bay Buy Rite Liquors	1325-33-030-005
Mix	1325-32-035-004
Celtic Cottage	1325-33-039-005
Sirena	1325-33-041-005
Falvo's	1325-32-045-005
Vingo Wine & Spirits	1325-44-049-005
Nip & Tuck	1325-32-042-004
Jack's Rib and Ale House	1325-33-052-007
Sitting Duck	1325-33-059-006
Promenade Beach Club	1325-33-060-007

Stingers	1325-33-061-005
Casa Comida	1325-33-063-008
Elks Lodge	1325-31-065-001
Ocean Beach	1325-31-067-001
Court Liquors	1325-44-074-005
Ron's West End Pub	1325-33-076-004
Portuguese Club of Long Branch	1325-31-079-001
Ocean Place Resort and Spa	1325-36-083-005
Brighton Bar	1325-33-026-005
Bungalow Hotel	1325-33-078-015

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Long Branch that they hereby approve the above listed liquor license renewal for the seasonal license term of July 1, 2011 through June 30, 2012.

MOVED: *Pallone*  
 SECONDED: *Billings*

AYES: 5  
 NAYS: 0  
 ABSENT: 0  
 ABSTAIN: 0

STATE OF NEW JERSEY  
 COUNTY OF MONMOUTH  
 CITY OF LONG BRANCH  
 I, KATHY L. SCHEMEL, MUNICIPAL CLERK OF THE CITY OF  
 LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING  
 TO BE A TRUE, COMPLETE AND CORRECT COPY OF  
 RESOLUTION ADOPTED BY THE CITY COUNCIL AT A  
 REGULAR MEETING HELD ON June 14, 2011  
 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 15th DAY OF June, 2011  
*Kathy L. Schmel*  
 MUNICIPAL CLERK, R.M. 3

R # 174-11

**RESOLUTION AUTHORIZING CONTRACT FOR  
URBAN DEVELOPMENT FINANCIAL AND ECONOMIC  
CONSULTANT SERVICES**

**WHEREAS**, the City of Long Branch has the need to retain the services of a firm to provide urban development financial and economic consultant services relative to redevelopment, to aid the City in the developer designation process, and, once designated, for services for specific developer redevelopment projects as funded through Developer Escrow Trust Funds provided by developers of those projects; and

**WHEREAS**, the City, through a Fair and Open Process, has advertised on its website the solicitation of proposals for said services (Fair and Open Notice # 009-11), received and opened in public on May 25, 2011, and proposals were received from the following firms:

Basile Baumann Prost & Associates  
NW Financial Group, LLC  
HRA

**WHEREAS**, the qualification submissions were reviewed by the Mayor and Business Administrator, and it was their recommendation that it would be in the City's best interest to include the firms of Basile Baumann Prost & Associates Inc. and HRA to provide Urban Development Financial and Economic Consulting Services and award open-ended contracts for said services for the coming contract year; and

**WHEREAS**, all contractors awarded professional service contracts are required to comply with City Ordinance #18-05, and execution of the contract documents, annexed hereto, will serve as acknowledgement by Basile Baumann Prost & Associates, Inc. and HRA that it complies with the Ordinance, and has not made any political contributions that would bar it from being awarded a contract with the City of Long Branch; and

**WHEREAS**, this contract is issued as an open-ended contract with certification of funds provided during the contract year by issuance of a Purchase Order at the time of need for services, based upon availability of City funds, and, if applicable, posting of adequate Developer Escrow Trust Funds by developers of specific redevelopment projects.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Long Branch hereby authorizes open-ended contracts with Basile Baumann Prost & Associates, Inc. and HRA for urban development financial and economic consultant services, in accordance with the Request for Qualifications, proposal, and contract annexed hereto, for the term of July 1, 2011 through June 30, 2012.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to execute any and all necessary documents pursuant to said contract, and based upon request of the Department of Administration and availability of funds, the Purchasing Agent is authorized to issue purchase orders for the various matters covered under this contract.

OFFERED: Pallone  
SECOND: Billings  
AYES: 5  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KATHY L. SCHMELZ, MUNICIPAL CLERK OF THE CITY OF  
LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING  
TO BE A TRUE, COMPLETE AND CORRECT COPY OF  
RESOLUTION ADOPTED BY THE CITY COUNCIL AT A  
REGULAR MEETING HELD ON June 17, 2011  
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 15th DAY OF June, 2011  
Kathy L. Schmeltz  
MUNICIPAL CLERK, E.M.C.

R# 175-11

**RESOLUTION AUTHORIZING CONTRACT FOR  
LEGAL SERVICES AS BOND COUNSEL**

**WHEREAS**, the City of Long Branch has the need to retain a firm to provide legal services as Bond Counsel for the 2011 - 2012 contract year; and

**WHEREAS**, the City, through Fair and Open Process # 003-11, has advertised on its website the solicitation for proposals for said services, received and opened in public on May 25, 2011, and proposals were received from the following firms:

Lomurro, Davison, Eastman & Munoz  
Gibbons

**WHEREAS**, John L. Kraft, of the firm of Lomurro, Davison, Eastman & Munoz has forty years experience as Bond Counsel, and having served as Bond Counsel for eighteen New Jersey counties and hundreds of municipalities; his experience and reputation are renowned throughout the state, and Mr. Kraft has served as Bond Counsel to the City of Long Branch for more than 15 years; and

**WHEREAS**, it is the recommendation of the Mayor and Business Administrator that it is in the best interest of the City to award a contract to John L. Kraft for services as Bond Counsel through June 30, 2012; and

**WHEREAS**, all contractors awarded professional service contracts are required to comply with City Ordinance #18-05, and execution of the contract documents and the Political Contribution Affidavit, annexed hereto, will serve as acknowledgement by Lomurro, Davison, Eastman & Munoz that they comply with the Ordinance, and have not made any political contributions that would bar them from being awarded a contract with the City of Long Branch; and

**WHEREAS**, this contract is being issued as an open-ended contract, with certification of funds being provided during the contract year by issuance of a Purchase Order at the time of need for legal services, and based upon availability of funds.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Long Branch hereby authorizes an open-ended contract to John L. Kraft, Esq., of the firm of **Lomurro, Davison, Eastman & Munoz** for legal services as bond counsel, in accordance with the contract annexed hereto, for the term of July 1, 2011 through June 30, 2012.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to execute any and all necessary document pursuant to said agreement and, based upon request of the Department of Administration, the Purchasing Agent is authorized, contingent upon availability of funds, to issue purchase orders for the various matters covered under this contract.

OFFERED: Pallone  
SECOND: Billings  
AYES: 5  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KATHY L. SCHEMEL, MUNICIPAL CLERK OF THE CITY OF  
LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING  
TO BE A TRUE, COMPLETE AND CORRECT COPY OF  
RESOLUTION ADOPTED BY THE CITY COUNCIL AT A  
REGULAR MEETING HELD ON June 14, 2011  
IN WITNESS WHEREOF, I HAVE HERETO SET  
MY HAND AND AFFIXED THE OFFICIAL SEAL OF THE  
CITY OF LONG BRANCH, MONMOUTH COUNTY, NEW  
JERSEY THIS 14th DAY OF June 20 11  
Kathy L. Schemel  
MUNICIPAL CLERK, R.M.C.

R# 176-11

**RESOLUTION AUTHORIZING ANNUAL CONTRACT  
FOR LEGAL SERVICES RELATIVE TO  
REDEVELOPMENT CONDEMNATION MATTERS**

**WHEREAS**, the City of Long Branch has the need to retain a firm to provide legal services relative to property condemnation proceedings as a result of developer agreements in designated redevelopment areas, to be funded through Developer Escrow Trust Funds provided by developers of specific redevelopment projects; and

**WHEREAS**, the City, through a Fair and Open Process, has advertised on its website the solicitation of proposals for said services (Fair and Open Notice 005-11), received and opened in public on May 25, 2011, and proposals were received from Paul V. Fernicola & Associates, LLC and Parker McCay PA; and

**WHEREAS**, the firm of Paul V. Fernicola & Associates, LLC has extensive experience in the area of property condemnation/ eminent domain litigation, and has provided these legal services to the City of Long Branch for more than six years, and has the expertise and resources to provide the level of services required by the City; and it is the recommendation of the Mayor and Business Administrator that it is in the best interest of the City to award an annual contract to this firm for services as required for various developer projects; and

**WHEREAS**, all contractors awarded professional service contracts are required to comply with City Ordinance #18-05, and execution of the contract documents and Political Contribution Affidavit, annexed hereto, will serve as acknowledgement by Paul V. Fernicola & Associates, LLC that it complies with the Ordinance, and has not made any political contributions that would bar it from being awarded a contract with the City of Long Branch; and

**WHEREAS**, this contract is issued as an open-ended contract and during the contract year certification of funds will be provided by issuance of a Purchase Order at the time of need for legal services for each matter, and posting of adequate Developer Escrow Trust Funds by developers of specific redevelopment projects.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Long Branch hereby authorizes a contract with Paul V. Fernicola & Associates for legal services relative to redevelopment condemnation matters, in accordance with the Request for Qualifications and proposal annexed hereto, for the term of July 1, 2011 through June 30, 2012.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to execute any and all necessary documents pursuant to said contract, and based upon request of the Department of Administration and availability of funds, the Purchasing Agent is authorized to issue purchase orders for the various matters covered under this contract.

OFFERED: Pallone  
SECOND: Billings  
AYES: 5  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KATHY L. SCHMELZ, MUNICIPAL CLERK OF THE CITY OF  
LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING  
TO BE A TRUE, COMPLETE AND CORRECT COPY OF  
RESOLUTION ADOPTED BY THE CITY COUNCIL AT A  
REGULAR MEETING HELD ON June 14, 2011  
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 15<sup>th</sup> DAY OF June 20 11  
Kathy L. Schmeltz  
Municipal Clerk

R# 177-11

**RESOLUTION AWARDING ANNUAL CONTRACT FOR  
GENERAL LEGAL SERVICES**

**WHEREAS**, the City of Long Branch has the need to retain a firm to provide legal services for matters including, but not limited to, litigation, property tax appeals, municipal tax foreclosure sales, real estate transactions as to sale or purchase of municipal property, eminent domain and redevelopment matters, preparation of legal documents such as resolutions and ordinances, meetings with City officials, and other matters as required by the City and assigned by the City Attorney for the contract year of July 1, 2011 through June 30, 2012 and

**WHEREAS**, the City, through a Fair and Open Process, has advertised on its website the solicitation of proposals for said services (Fair and Open Notice # 006-11), received and opened in public on May 25, 2011, and proposals were received from the following firms:

Ansell, Grimm & Aaron, PC  
Schwartz Simon Edelstein & Celso LLC

**WHEREAS**, the firm of Ansell, Grimm & Aaron, PC has extensive experience in municipal law, and has provided legal services to the City of Long Branch for more than thirteen years, and has the expertise and resources to provide the level of services required by the City, and it is the recommendation of the Mayor and Business Administrator that it is in the best interest of the City to award an annual contract to this firm; and

**WHEREAS**, all contractors awarded professional service contracts are required to comply with City Ordinance #18-05, and execution of the contract documents and Political Contribution Affidavit, annexed hereto, will serve as acknowledgement by Ansell, Grimm & Aaron, PC that it complies with the Ordinance, and has not made any political contributions that would bar it from being awarded a contract with the City of Long Branch; and

**WHEREAS**, this contract is issued as an open-ended contract and during the contract year certification of funds will be provided by issuance of a Purchase Order at the time of need for legal services for each matter, based upon availability of City funds, and, if applicable, posting of adequate Developer Escrow Trust Funds by developers of specific redevelopment projects.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Long Branch hereby authorizes a contract with Ansell, Grimm & Aaron, PC for general legal services, at a rate not to exceed \$ 110.00 per hour, in accordance with the Request for Qualifications and proposal and contract documents annexed hereto, for the term of July 1, 2011 through June 30, 2012.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to execute any and all necessary documents pursuant to said contract, and, based upon request of the Department of Administration, the Purchasing Agent is authorized, contingent upon availability of funds, to issue purchase orders for the various matters covered under this contract.

OFFERED: Billings  
SECOND: Bastelli  
AYES: 4  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0  
Recuse: 1 - Sirianni

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KATHY L. SCHEMEL, MUNICIPAL CLERK OF THE CITY OF  
LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING  
TO BE A TRUE, COMPLETE AND CORRECT COPY OF  
RESOLUTION ADOPTED BY THE CITY COUNCIL AT A  
REGULAR MEETING HELD ON June 14, 2011  
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 14th DAY OF June 20 11  
Kathy L. Schemel  
MUNICIPAL CLERK, R.M.C.

R# 178-11

**RESOLUTION AUTHORIZING ANNUAL CONTRACT  
FOR LEGAL SERVICES AS  
REDEVELOPMENT COUNSEL**

**WHEREAS**, the City of Long Branch has the need to retain a firm to provide legal services as Redevelopment Counsel, for matters relating to certain redeveloper projects, including drafting redeveloper agreements, litigation of eminent domain cases for property acquisition, financing options, pilot and tax abatement knowledge, advice as to compliance with CAFRA and DEP regulations, pilot and tax abatement knowledge, COAH Round 3 rules and compliance matters, and other special litigation cases and matters as assigned by the City Attorney; and

**WHEREAS**, the City, through a Fair and Open Process, has advertised on its website the solicitation of proposals for said services (Fair and Open Notice # 007-11), received and opened in public on May 25, 2011, and proposals were received from the following firms:

McManimon & Scotland LLC  
Greenbaum, Rowe, Smith & Davis LLP

**WHEREAS**, the firms of McManimon & Scotland, LLC and Greenbaum Rowe Smith & Davis, LLP have extensive experience in the area of redevelopment and COAH matters, and have provided these legal services to the City of Long Branch, and they have the expertise and resources to provide the level of services required by the City; and it is the recommendation of the Mayor and Business Administrator that it is in the best interest of the City to award contracts to these firms to provide services as required for certain developer projects and other City matters; and

**WHEREAS**, all contractors awarded professional service contracts are required to comply with City Ordinance #18-05, and execution of the contract documents, annexed hereto, will serve as acknowledgement by McManimon & Scotland LLC and Greenbaum Rowe Smith & Davis, LLP that they comply with the Ordinance, and have not made any political contributions that would bar them from being awarded a contract with the City of Long Branch; and

**WHEREAS**, these contracts are issued as open-ended contracts with certification of funds provided during the contract year by issuance of a Purchase Order at the time of need for legal services for each matter, based upon availability of City funds, and, if applicable, posting of adequate Developer Escrow Trust Funds by developers of specific redevelopment projects.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Long Branch hereby authorizes contracts with McManimon & Scotland LLC and Greenbaum Rowe Smith & Davis, LLP for legal services as Redevelopment Counsel relative to certain developer projects and other City matters as assigned by the City Attorney, in accordance with the Request for Qualifications and proposal annexed hereto, for the term of July 1, 2011 through June 30, 2012.

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to execute any and all necessary documents pursuant to said contract, and, based upon request of the Department of Administration and availability of funds, the Purchasing Agent is authorized to issue purchase orders for the various matters as may be assigned under this contract.

OFFERED: Pallone  
SECOND: Billings  
AYES: 5  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KATHY L. SCHEMELZ, MUNICIPAL CLERK OF THE CITY OF  
LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING  
TO BE A TRUE, COMPLETE AND CORRECT COPY OF  
RESOLUTION ADOPTED BY THE CITY COUNCIL AT A  
REGULAR MEETING HELD ON June 14, 2011  
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 14th DAY OF June, 2011  
Kathy L. Schemelz  
MUNICIPAL CLERK, R.M.C.

R# 179-11

**RESOLUTION ESTABLISHING A POOL FOR  
ARCHITECTURAL SERVICES POOL FOR THE CONTRACT YEAR  
JULY 1, 2011 THROUGH JUNE 30, 2012**

**WHEREAS**, the City of Long Branch has the need to contract with a firm or firms to provide architectural services for projects that may arise during the contract year July 1, 2011 through June 30, 2012, and has determined that it would be in the City's best interest to establish a pre-approved pool of qualified architects from which to solicit proposals for said projects; and

**WHEREAS**, the City, through a Fair and Open Process, advertised on its website the solicitation for receipt of qualifications from architectural firms for said pool, publicly opened and read on May 25, 2010 (Fair and Open # 012-11), and the following firms submitted a qualifications proposal:

Clark Caton Hintz  
Gibson Group  
SNS Architects  
Spiezle Group  
Kaplan Gaunt Desantis  
Design Ideas Group

**WHEREAS**, the qualification submissions were reviewed by the Business Administrator, and it is his recommendation that it would be in the City's best interest to include in this pool the firms of

**NOW THEREFORE BE IT RESOLVED** that the City Council of the City of Long Branch hereby authorizes establishment of a pre-approved pool of qualified architects from which to solicit proposals for projects as may be required during the contract year, and authorizes the following firms to participate in said pool:

Clark Caton Hintz  
Kaplan, Gaunt & Desantis  
Design Ideas Group

**NOW THEREFORE BE IT RESOLVED** that the City Council of the City of Long Branch hereby authorizes establishment of a Architectural Services Pool, and awards open ended contracts for architectural services as may be required by the City and assigned by the Business Administrator for the term from July 1, 2011 through June 30, 2012, in accordance with the qualifications, proposals and contract documents annexed hereto.

**BE IT FURTHER RESOLVED** that any and all work that may be assigned to any of the firms by the Department of Administration, shall be subject to the availability of funds and said assignment authorized by issuance of a purchase order prior to any work being assigned or performed.

OFFERED: Pallone  
SECOND: Billings  
AYES: 5  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH

I, KATHY L. SCHEMELZ, MUNICIPAL CLERK OF THE CITY OF  
LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING  
TO BE A TRUE, COMPLETE AND CORRECT COPY OF  
RESOLUTION ADOPTED BY THE CITY COUNCIL AT A  
REGULAR MEETING HELD ON June 14, 2011

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 14th DAY OF June, 2011

Kathy L. Schemelz  
MUNICIPAL CLERK, R.M.C.

R# 180-11

**RESOLUTION AUTHORIZING CONTRACTS FOR APPRAISAL SERVICES POOL  
FOR THE CONTRACT YEAR JULY 1, 2010 THROUGH JUNE 30, 2011**

**WHEREAS**, the City of Long Branch has the need to contract with appraisal firms to provide real estate appraisal services and potential expert witness testimony in various court actions for the contract year July 1, 2011 through June 30, 2012, and has determined that it is in the City's best interest to establish a pre-approved pool of qualified appraisal firms from which to award contracts; and

**WHEREAS**, the City, through a Fair and Open Process, advertised on its website the solicitation for receipt of qualifications from appraisal firms for said services, publicly opened and read on May 25, 2011 (Fair and Open # 010-11), and the following firms submitted a qualifications:

Gagliano Appraisal, LLC  
McGuire Associates, LLC  
ARD Appraisal Company  
Integra Realty Resources

**WHEREAS**, the qualification submissions from Gagliano Appraisal, McGuire Associates, Integra Realty Sources and ARD Appraisal Company were reviewed by the Mayor and Business Administrator, and it was determined that each of the firms have adequate experience, staffing, and resources to be considered for appraisal assignments that the City may require during the coming contract year, and further the Mayor and Administrator have recommended that these firms be included in the 2011-2012 Appraisal Services Pool and awarded open-ended contracts; and

**WHEREAS**, all contractors awarded professional services contracts are required to comply with City Ordinance #18-05, and by execution of the contract documents and Political Contribution Affidavit, each firm acknowledges that it complies with the Ordinance and has not made any political contributions that would bar it from being awarded a contract with the City of Long Branch; and

**WHEREAS**, in accordance with Local Public Contracts Law, the City may authorize open-ended contracts to these firms, based upon availability of funds, and with the provision of certification of funds provided by issuance of a Purchase Order prior to any work being assigned or performed.

**NOW THEREFORE BE IT RESOLVED** that the City Council of the City of Long Branch hereby authorizes establishment of an Appraisal Services Pool, and awards open ended contracts to **Gagliano Appraisal, LLC, McGuire Associates, LLC, Integra Realty Resources and ARD Appraisal Company**, for such real estate appraisal services as may be required and assigned by the City for the term from July 1, 2011 through June 30, 2012, in accordance with the Request for Qualifications, proposals, and contract documents annexed hereto.

OFFERED: Pallone  
SECOND: Billings  
AYES: 5  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KATHY L. SCHEMZ, MUNICIPAL CLERK OF THE CITY OF  
LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING  
TO BE A TRUE, COMPLETE AND CORRECT COPY OF  
RESOLUTION ADOPTED BY THE CITY COUNCIL AT A  
REGULAR MEETING HELD ON June 14, 2011  
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 15th DAY OF June 2011  
Kathy L. Schmez  
MUNICIPAL CLERK, R.M.C.

R# 181-11

**RESOLUTION AUTHORIZING CONTRACTS FOR LEGAL SERVICES POOL  
FOR THE CONTRACT YEAR JULY 1, 2011 THROUGH JUNE 30, 2012**

**WHEREAS**, the City of Long Branch has the need to contract with firms to provide legal services for matters that may arise during the contract year of July 1, 2011 through June 30, 2012, and has determined that it is in the City's best interest to establish a pre-approved pool of qualified legal firms from which to award contracts; and

**WHEREAS**, the City, through a Fair and Open Process, advertised on its website the solicitation for receipt of qualifications from legal firms for said services, publicly opened and read on May 25, 2011 (Fair and Open # 011-11), and the following firms submitted conforming qualifications:

- McManimon & Scotland LLC
- McKenna, Dupont, Higgins & Stone
- Mark R. Aikins, LLC
- Martin J. Arbus
- Schwartz, Simon, & Edelstein
- DiFrancesco, Bateman, Coley
- Greenbaum, Rowe, Smith & Davis

**WHEREAS**, the qualification submissions from each respondent were reviewed by the Mayor and Business Administrator, and it was determined that Greenbaum Rowe Smith & Davis, Mark R Aikins, LLC Mckenna, Dupont, Higgins & Stone McManimon & Scotland LLC, DiFrancesco, Bateman, & Coley and Martin J Arbus that each of the firms have adequate experience, staffing, and resources to be considered for assignments for legal services as the City may require during the coming contract year, and further the Mayor and Administrator have recommended that these firms be included in the 2011-2012 Legal Services Pool and awarded open-ended contracts; and

**WHEREAS**, all contractors awarded professional services contracts are required to comply with City Ordinance #18-05, and by execution of the contract documents and Political Contribution Affidavit, each firm acknowledges that it complies with the Ordinance and has not made any political contributions that would bar it from being awarded a contract with the City of Long Branch; and

**WHEREAS**, in accordance with Local Public Contracts Law, the City may authorize open-ended contracts, based upon availability of funds, with the provision of certification of funds provided by issuance of a Purchase Order prior to any work being assigned or performed.

OFFERED: Pallone  
 SECOND: Billings  
 AYES: 5  
 NAYES: 0  
 ABSENT: 0  
 ABSTAIN: 0

STATE OF NEW JERSEY  
 COUNTY OF MONMOUTH  
 CITY OF LONG BRANCH  
 I, KATHY L. SCHEMLZ, MUNICIPAL CLERK OF THE CITY OF LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING TO BE A TRUE, COMPLETE AND CORRECT COPY OF RESOLUTION ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING HELD ON June 14, 2011  
 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 15th DAY OF June 2011  
Kathy L. Schmelz  
 MUNICIPAL CLERK, R.M.C.

**NOW THEREFORE BE IT RESOLVED** that the City Council of the City of Long Branch hereby authorizes establishment of a Legal Services Pool, and awards open-ended contracts to the following firms:

Greenbaum, Rowe, Smith & Davis  
Mark R Aikins, LLC  
Mckenna, Dupont, Higgins & Stone  
McManimin & Scotland, LLC  
DiFrancesco, Bateman, & Coley  
Martin J Arbus

for such legal services as may be required by the City and assigned by the City Attorney, for the term from July 1, 2011 through June 30, 2012, in accordance to with the Request for Qualifications, proposals, and contract documents annexed hereto.

**BE IT FURTHER RESOLVED** that any and all work that may be assigned to any of the firms by the Department of Administration, through the Office of the City Attorney, shall be subject to availability of funds, and said assignment authorized by issuance of a purchase order prior to any work being assigned or performed.

R# 182-11

**RESOLUTION AUTHORIZING CONTRACTS  
FOR URBAN DESIGN AND PLANNING SERVICES**

**WHEREAS**, the City of Long Branch has the need to retain the services of a firm to provide urban design and planning services for redevelopment sectors and for specific developer projects; and

**WHEREAS**, the City, through a Fair and Open Process, has advertised on its website the solicitation of proposals for said services (Fair and Open Notice # 008-11), received and opened in public on May 25, 2011, and proposals were received from the following firms:

**Thompson Design  
Level G Associates  
Van Cleef Engineering  
Edgecombe Group**

**WHEREAS**, Thompson Design Group is a nationally renowned urban design and planning firm that for more than ten years has provided services to the City relative to development of Long Branch Redevelopment Plan and Design Guidelines, review and recommendation of award of developer proposals and review of developer construction projects in the redevelopment areas, and their services are necessary for the continued redevelopment process; and

**WHEREAS**, it is the recommendation of the Mayor and Business Administrator that it is in the best interest of the City to award an open-ended contract to this firm for planning and urban design services as may be required for the various redevelopment sectors and projects; and

**WHEREAS**, Gerald Giosa of Level G Associates is a nationally recognized parking consultant with over 25 years of experience in the planning, design, and implementation of parking programs across the United States, and has provided parking consultant services to numerous New Jersey municipalities and parking authorities, as well as having provided services to the City of Long Branch relative to Broadway, Pier Village, Beachfront North and Hotel Campus redevelopment projects; and

**WHEREAS**, it is the recommendation of the Mayor and Business Administrator that it is in the best interest of the City to award an open-ended contract to this firm for parking plan and design consultant services as may be required for the various redevelopment sectors and projects; and

**WHEREAS**, all contractors awarded professional service contracts are required to comply with City Ordinance #18-05, and execution of the contract documents, annexed hereto, will serve as acknowledgement by Thompson Design Group and Level G Associates that they comply with the Ordinance, and have not made any political contributions that would bar them from being awarded a contract with the City of Long Branch; and

**WHEREAS**, these contracts are issued as open-ended contracts and during the contract year certification of funds will be provided by issuance of a Purchase Order at the time of need for services, based upon availability of City funds, or, if applicable, posting of adequate Developer Escrow Trust Funds by developers of specific redevelopment projects.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Long Branch hereby authorizes open-ended contracts as follows:

**Thompson Design Group**, for urban design and planning services, in accordance with the Request for Qualifications, proposal, and contract annexed hereto, for the term of July 1, 2011 through June 30, 2012.

**Level G Associates, LLC**, for parking design and planning services, in accordance with the Request for Qualifications, proposal, and contract annexed hereto, for the term of July 1, 2011 through June 30, 2012.

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

BE IT FURTHER RESOLVED that any and all work that may be assigned to either firm by the Department of Administration, shall be limited to availability of funds, and authorized by issuance of a purchase order prior to any work being assigned or performed.

OFFERED: Pallone  
SECOND: Billings  
AYES: 5  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KATHY L. SCHEMLZ, MUNICIPAL CLERK OF THE CITY OF  
LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING  
TO BE A TRUE, COMPLETE AND CORRECT COPY OF  
RESOLUTION ADOPTED BY THE CITY COUNCIL AT A  
REGULAR MEETING HELD ON June 14, 2011  
IN WITNESS WHEREOF, I HAVE HERETO SET  
MY HAND AND AFFIXED THE OFFICIAL SEAL OF THE  
CITY OF LONG BRANCH, MONMOUTH COUNTY, NEW  
JERSEY, THIS 14th DAY OF June, 2011  
Kathy L. Schmelz  
MUNICIPAL CLERK, R.N.C.

R# 183-11

**RESOLUTION AUTHORIZING CONTRACTS FOR  
ENGINEERING SERVICES POOL FOR THE CONTRACT YEAR  
JULY 1, 2011 THROUGH JUNE 30, 2012**

**WHEREAS**, the City of Long Branch has the need to contract with firms to provide engineering services for projects and matters that may arise during the contract year of July 1, 2011 through June 30, 2012, and has determined that it would be in the City's best interest to establish a pre-approved pool of qualified engineers from which to award contracts; and

**WHEREAS**, the City, through a Fair and Open Process, advertised on its website the solicitation for receipt of qualifications from engineering firms for said services, publicly opened and read on May 25, 2011 (Fair and Open #004-11), and the following firms submitted a qualifications proposal:

T&M Associates  
Sam Schwartz Engineering  
DW Smith Associates  
Nelson Engineering  
Maser Engineering  
Frehch & Parrello  
Leon S. Avakian Inc.  
Concord Engineering  
Birdsall Engineering  
East Point Engineering  
Hatch Mott MacDonald

**WHEREAS**, the qualification submissions were reviewed by the Mayor and Business Administrator, and it was their recommendation that it would be in the City's best interest to include the firms of T&M Associates, DW Smith Associates, Maser Engineering, Leon S. Avakian, Inc., Birdsall Engineering and East Point Engineering in the Engineering Pool and award open-ended contracts for such engineering service as the City may require during the coming contract year; and

**WHEREAS**, all contractors awarded professional services contracts are required to comply with City Ordinance #18-05, and by execution of the contract documents and Political Contribution Affidavit each firm acknowledges that it complies with the Ordinance, and has not made any political contributions that would bar it from being awarded a contract with the City of Long Branch; and

**WHEREAS**, in accordance with Local Public Contracts Law, the City may award open-ended contracts to these firms, based upon availability of funds, with the provision of certification of funds provided by issuance of a Purchase order prior to any work being assigned or performed.

**NOW THEREFORE BE IT RESOLVED** that the City Council of the City of Long Branch hereby authorized establishment of an Engineering Services Pool, and awards open-ended contracts to the following firms:

T&M Associates  
DW Smith Associates  
Maser Engineering  
Leon S. Avakian Inc.  
Birdsall Engineering  
East Point Engineering

for engineering services as may be required by the City during the contract year from July 1, 2011 through June 30, 2012.

**BE IT FURTHER RESOLVED** that any and all work that may be assigned to any of the firms by the Department of Administration, either based upon solicitation of project proposals, wherever practicable, or upon specific qualifications, as deemed in the City's best interest, shall be limited to availability of funds, and authorized by issuance of a purchase order prior to any work being assigned or performed.

OFFERED: Pallone  
SECOND: Billings  
AYES: 5  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, REBEY L. SCHNEIZ, MUNICIPAL CLERK OF THE CITY OF  
LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING  
TO BE A TRUE, COMPLETE AND CORRECT COPY OF  
RESOLUTION ADOPTED BY THE CITY COUNCIL AT A  
REGULAR MEETING HELD ON June 14, 2011  
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 15th DAY OF June, 2011  
Rebey L. Schneiz  
MUNICIPAL CLERK, R.M.C.

R # 184-11

**RESOLUTION AUTHORIZING CONTRACT FOR  
LEGAL SERVICES AS LABOR ATTORNEY**

**WHEREAS**, the City of Long Branch has the need to retain a firm to provide legal services as Labor Attorney for the 2011 - 2012 contract year; and

**WHEREAS**, the City, through a Fair and Open Process, has advertised on its website the solicitation for proposals for said services (Fair and Open # 002-11), received and opened in public on May 25, 2011, and proposals were received from the following firm:

**Apruzzese, McDermott, Mastro & Murphy  
Schwartz, Simon, Edelson & Celso LLC**

**WHEREAS**, the firm of Apruzzese, McDermott, Mastro & Murphy has extensive experience in public sector labor relations, and has provided legal services to the City of Long Branch relative to labor matters for more than ten years, and the firm has the expertise and resources to provide the level of services required by the City; and

**WHEREAS**, it is the recommendation of the Mayor and Business Administrator that it is in the best interest of the City to award a contract to this firm for services as required by the City; and

**WHEREAS**, all contractors awarded professional service contracts are required to comply with City Ordinance #18-05, and execution of the contract documents, annexed hereto, will serve as acknowledgement by Apruzzese, McDermott, Mastro & Murphy that it complies with the Ordinance, and has not made any political contributions that would bar it from being awarded a contract with the City of Long Branch; and

**WHEREAS**, the Chief Financial Officer of the City of Long Branch has certified, in accordance with the Certification of Funds Form attached hereto, that funds are available for this contract in the **2011 Budget, Office of the City Attorney, Misc. Other Expense, Appropriation # 1-01-014-502, in the amount of \$ 50,000.00 with continuation of this contract contingent upon provision of additional funds through appropriation transfer, emergency appropriation, and/or provision of adequate funds in the 2012 budget.**

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Long Branch hereby authorizes an annual contract with Apruzzese, McDermott, Mastro & Murphy for legal services as labor attorney, in accordance with the contract documents annexed hereto, for the term of July 1, 2011 through June 30, 2012, for an amount not to exceed \$ 100,000.00

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to execute any and all necessary document pursuant to said agreement and, based upon request of the Department of Administration and contingent upon availability of funds, the Purchasing Agent is authorized to issue purchase orders for the various matters as may be assigned under this contract.

OFFERED: Pallone  
 SECOND: Billings  
 AYES: 5  
 NAYES: 0  
 ABSENT: 0  
 ABSTAIN: 0

STATE OF NEW JERSEY  
 COUNTY OF MONMOUTH  
 CITY OF LONG BRANCH  
 I, KATHY L. SCHMELZ, MUNICIPAL CLERK OF THE CITY OF LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING TO BE A TRUE, COMPLETE AND CORRECT COPY OF RESOLUTION ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING HELD ON June 14, 2011  
 IN WITNESS WHEREOF, I HAVE HERETOBY SET MY HAND AND AFFIXED THE OFFICIAL SEAL OF THE CITY OF LONG BRANCH, MONMOUTH COUNTY, NEW JERSEY THIS 15th DAY OF June 2011  
Kathy L. Schmeltz  
 MUNICIPAL CLERK, E.M.

**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:

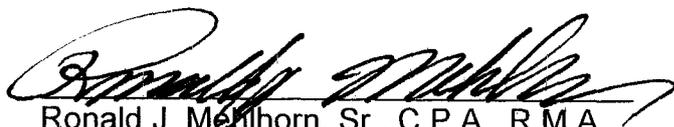
**2011-2012 ANNUAL CONTRACT FOR LEGAL SERVICES  
AS LABOR COUNSEL**

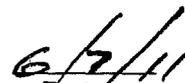
Said contract being made as follows:

**APRUZZESE, MCDERMOTT, MASTRO & MURPHY                      \$ 100,000.00**

Said funds being available in the form of:

**2011 BUDGET  
OFFICE OF CITY ATTORNEY  
MISC. OTHER EXPENSE  
LABOR ATTORNEY  
APPRO. # 1-01-014-502    \$50,000 \***  
**\*CONTINUATION OF THIS CONTRACT IS CONTINGENT UPON PROVISION  
OF ADDITIONAL FUNDS THROUGH APPROPRIATION TRANSFER, EMERGENCY  
APPROPRIATION, AND/OR PROVISION OF ADEQUATE FUNDS IN THE 2012 BUDGET.**

  
Ronald J. Merilhorn, Sr., C.P.A., R.M.A.  
Finance Director, Chief Financial Officer

  
Date

R# 185-11

**RESOLUTION ACCEPTING DONATION OF  
A 3400 (4X4) DIESEL BOBCAT**

**WHEREAS**, an anonymous donor wishes to donate a 3400 (4x 4) Diesel Bobcat, VIN # AJNU11199 to the City of Long Branch Police Department; and

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Long Branch that they hereby accept and acknowledge the donation a 3400 (4x4) Diesel Bobcat for use in the Police Department.

MOVED: Pallone  
SECONDED: Billings

AYES: 5  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KATHY L. SCHMELZ, MUNICIPAL CLERK OF THE CITY OF  
LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING  
TO BE A TRUE, COMPLETE AND CORRECT COPY OF  
RESOLUTION ADOPTED BY THE CITY COUNCIL AT A  
REGULAR MEETING HELD ON June 14, 2011  
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 19<sup>th</sup> DAY OF June 2011  
Kathy L. Schmeltz  
MUNICIPAL CLERK, R.M.C.



R# 186-11

**RESOLUTION AUTHORIZING CONTRACT  
FOR MUSICAL PERFORMANCE  
FOR "SUMMER ENTERTAINMENT PROGRAMS"**

**WHEREAS**, as part of its 2011 Summer Entertainment Program, the City of Long Branch wishes to contract with Jon Barone to provide a musical performance by "Jonny B & The Blues Blazers" on August 27, 2011; and

**WHEREAS**, in accordance with N.J.S.A. 40A:11-5(1)(a)(i), the City may award a contract for professional services, including services of a creative and artistic nature, without publicly advertising for bids; and

**WHEREAS**, the City's Office of Community Development staff has negotiated a contract, annexed hereto, with Jon Barone for said performance, and it is the recommendation of the Director of Building and Development that it is in the City's best interest to enter into this contract; and

**WHEREAS**, the Chief Financial Officer of the City of Long Branch has certified, in accordance with the Certification of Funds Form attached hereto, that funds are available for this contract in the Office of the Administrator, Appropriation # 1-01-012-801 in the amount of \$ 500.00

**NOW THEREFORE, BE IT RESOLVED**, that the City Council of the City of Long Branch hereby authorizes a contract with Jon Barone, for a musical performance by "Jonny B & The Blues Blazers" on August 27, 2011, in accordance with the contract annexed hereto, for a sum not to exceed \$ 500.00

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to execute any and all necessary document pursuant to said contract.

**BE IT FURTHER RESOLVED** that the Finance Director is hereby authorized to take the necessary action to provide payment to the artists/agents on the night of the performance in accordance with the terms of the contract.

**BE IT FURTHER RESOLVED** that the City Clerk shall cause notice of award of this contract to be advertised in accordance with law.

OFFERED: Pallone  
SECOND: Billings  
AYES: 5  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KATHY L. SCHREIBER, MUNICIPAL CLERK OF THE CITY OF  
LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING  
TO BE A TRUE, COMPLETE AND CORRECT COPY OF  
RESOLUTION ADOPTED BY THE CITY COUNCIL AT A  
REGULAR MEETING HELD ON June 14, 2011  
IN WITNESS WHEREOF, I HAVE HERETOFORE SET  
MY HAND AND AFFIXED THE OFFICIAL SEAL OF THE  
CITY OF LONG BRANCH, MONMOUTH COUNTY, NEW  
JERSEY THIS 10th DAY OF June 2011

Kathy L. Schreiber

**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:

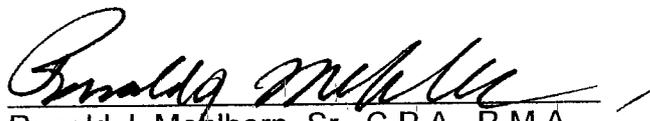
**CONTRACT FOR MUSICAL ENTERTAINMENT  
FOR SUMMER ENTERTAINMENT PROGRAM**

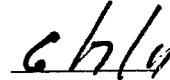
Said contract being made as follows:

<b>JON BARONE</b>	<b>\$ 500.00</b>
-------------------	------------------

Said funds being available in the form of:

<b>2011 BUDGET OFFICE OF THE ADMINISTRATOR APPRO. # 1-01-012-801</b>	<b>\$ 500.00</b>
--	------------------

  
Ronald J. Mehlhorn, Sr., C.P.A., R.M.A.  
Finance Director, Chief Financial Officer

  
Date

R# 187-11

**RESOLUTION AUTHORIZING CONTRACT  
FOR MUSICAL PERFORMANCE  
FOR "SUMMER ENTERTAINMENT PROGRAMS"**

**WHEREAS**, as part of its 2011 Summer Entertainment Program, the City of Long Branch wishes to contract with Leroy J. Dunbar to provide a musical performance by "The Running Dog Band" on August 21, 2011; and

**WHEREAS**, in accordance with N.J.S.A. 40A:11-5(1)(a)(i), the City may award a contract for professional services, including services of a creative and artistic nature, without publicly advertising for bids; and

**WHEREAS**, the City's Office of Community Development staff has negotiated a contract, annexed hereto, with Leroy J. Dunbar for said performance, and it is the recommendation of the Director of Building and Development that it is in the City's best interest to enter into this contract; and

**WHEREAS**, the Chief Financial Officer of the City of Long Branch has certified, in accordance with the Certification of Funds Form attached hereto, that funds are available for this contract in the Office of the Administrator, Appropriation # 1-01-012-801 in the amount of \$ 800.00

**NOW THEREFORE, BE IT RESOLVED**, that the City Council of the City of Long Branch hereby authorizes a contract with Leroy J. Dunbar, for a musical performance by "The Running Dog Band" on August 21, 2011, in accordance with the contract annexed hereto, for a sum not to exceed \$ 800.00

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to execute any and all necessary document pursuant to said contract.

**BE IT FURTHER RESOLVED** that the Finance Director is hereby authorized to take the necessary action to provide payment to the artists/agents on the night of the performance in accordance with the terms of the contract.

**BE IT FURTHER RESOLVED** that the City Clerk shall cause notice of award of this contract to be advertised in accordance with law.

OFFERED: Pallone  
SECOND: Billings  
AYES: 5  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, DAVID J. SCHMELZ, MUNICIPAL CLERK OF THE CITY OF  
LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING  
IS A TRUE, COMPLETE AND CORRECT COPY OF  
RESOLUTION ADOPTED BY THE CITY COUNCIL AT A  
REGULAR MEETING HELD ON June 14, 2011  
IN ACCORDANCE WHEREOF, I HAVE HEREUNTO SET  
MY HAND AND APPLIED THE OFFICIAL SEAL OF THE  
CITY OF LONG BRANCH, MONMOUTH COUNTY, NEW  
JERSEY THIS 15th DAY OF June, 2011  
David J. Schmeltz

**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:

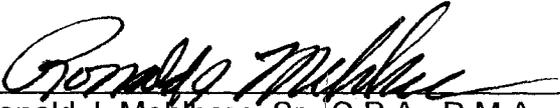
**CONTRACT FOR MUSICAL ENTERTAINMENT  
FOR SUMMER ENTERTAINMENT PROGRAM**

Said contract being made as follows:

<b>LEROY J. DUNBAR</b>	<b>\$ 800.00</b>
------------------------	------------------

Said funds being available in the form of:

<b>2011 BUDGET OFFICE OF THE ADMINISTRATOR APPRO. # 1-01-012-801</b>	<b>\$ 800.00</b>
--	------------------

  
Ronald J. Mephorn, Sr., C.P.A., R.M.A.  
Finance Director, Chief Financial Officer

6/7/11  
Date

R# 188-11

**RESOLUTION AUTHORIZING CONTRACT  
FOR MUSICAL PERFORMANCE  
FOR "SUMMER ENTERTAINMENT PROGRAMS"**

**WHEREAS**, as part of its 2011 Summer Entertainment Program, the City of Long Branch wishes to contract with Smooth Productions, LLC, to provide a musical performance by "The Dimension Band" on July 12, 2011; and

**WHEREAS**, in accordance with N.J.S.A. 40A:11-5(1)(a)(i), the City may award a contract for professional services, including services of a creative and artistic nature, without publicly advertising for bids; and

**WHEREAS**, the City's Office of Community Development staff has negotiated a contract, annexed hereto, with Smooth Productions, LLC, for said performance, and it is the recommendation of the Director of Building and Development that it is in the City's best interest to enter into this contract; and

**WHEREAS**, the Chief Financial Officer of the City of Long Branch has certified, in accordance with the Certification of Funds Form attached hereto, that funds are available for this contract in the Office of the Administrator, Appropriation # 1-01-012-801 in the amount of \$ 1,200.00

**NOW THEREFORE, BE IT RESOLVED**, that the City Council of the City of Long Branch hereby authorizes a contract with Smooth Productions, LLC for a musical performance by "The Dimension Band" on July 12, 2011, in accordance with the contract annexed hereto, for a sum not to exceed \$ 1,200.00

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to execute any and all necessary document pursuant to said contract.

**BE IT FURTHER RESOLVED** that the Finance Director is hereby authorized to take the necessary action to provide payment to the artists/agents on the night of the performance in accordance with the terms of the contract.

**BE IT FURTHER RESOLVED** that the City Clerk shall cause notice of award of this contract to be advertised in accordance with law.

OFFERED:	<u>Pallone</u>
SECOND:	<u>Billings</u>
AYES:	<u>5</u>
NAYES:	<u>0</u>
ABSENT:	<u>0</u>
ABSTAIN:	<u>0</u>

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KATHY L. SCHEMEL, MUNICIPAL CLERK OF THE CITY OF LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING TO BE A TRUE, COMPLETE AND CORRECT COPY OF RESOLUTION ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING HELD ON June 14, 2011  
IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFLIXED THE OFFICIAL SEAL OF THE CITY OF LONG BRANCH, MONMOUTH COUNTY, NEW JERSEY THIS 15th DAY OF June 2011  
Kathy L. Schemel

**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:

**CONTRACT FOR MUSICAL ENTERTAINMENT  
FOR SUMMER ENTERTAINMENT PROGRAM**

Said contract being made as follows:

<b>SMOOTH PRODUCTIONS, LLC</b>	<b>\$ 1,200.00</b>
--------------------------------	--------------------

Said funds being available in the form of:

<b>2011 BUDGET OFFICE OF THE ADMINISTRATOR APPRO. # 1-01-012-801</b>	<b>\$ 1,200.00</b>
--	--------------------

  
Ronald J. Mehlhorn, Sr., C.P.A., R.M.A.  
Finance Director, Chief Financial Officer

6/7/11  
Date

R# 189-11

**RESOLUTION AUTHORIZING CONTRACT  
FOR MUSICAL PERFORMANCE  
FOR "SUMMER ENTERTAINMENT PROGRAMS"**

**WHEREAS**, as part of its 2011 Summer Entertainment Program, the City of Long Branch wishes to contract with Road Dawg Touring Company, to provide a musical performance by "The Lionel Young Band" on August 27, 2011; and

**WHEREAS**, in accordance with N.J.S.A. 40A:11-5(1)(a)(i), the City may award a contract for professional services, including services of a creative and artistic nature, without publicly advertising for bids; and

**WHEREAS**, the City's Office of Community Development staff has negotiated a contract, annexed hereto, with Road Dawg Touring Company, for said performance, and it is the recommendation of the Director of Building and Development that it is in the City's best interest to enter into this contract; and

**WHEREAS**, the Chief Financial Officer of the City of Long Branch has certified, in accordance with the Certification of Funds Form attached hereto, that funds are available for this contract in the Office of the Administrator, Appropriation # 1-01-012-801 in the amount of \$ 1,800.00

**NOW THEREFORE, BE IT RESOLVED**, that the City Council of the City of Long Branch hereby authorizes a contract with Road Dawg Touring Company for a musical performance by "The Lionel Young Band" on August 27, 2011, in accordance with the contract annexed hereto, for a sum not to exceed \$ 1,800.00

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to execute any and all necessary document pursuant to said contract.

**BE IT FURTHER RESOLVED** that the Finance Director is hereby authorized to take the necessary action to provide payment to the artists/agents on the night of the performance in accordance with the terms of the contract.

**BE IT FURTHER RESOLVED** that the City Clerk shall cause notice of award of this contract to be advertised in accordance with law.

OFFERED:	<u>Pallone</u>
SECOND:	<u>Billings</u>
AYES:	<u>5</u>
NAYES:	<u>0</u>
ABSENT:	<u>0</u>
ABSTAIN:	<u>0</u>

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KATHY L. SCHEMELZ, MUNICIPAL CLERK OF THE CITY OF LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING TO BE A TRUE, COMPLETE AND CORRECT COPY OF RESOLUTION ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING HELD ON June 14, 2011  
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 15th DAY OF June, 2011  
Kathy L. Schemelz  
MUNICIPAL CLERK, R.M.

**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:

**CONTRACT FOR MUSICAL ENTERTAINMENT  
FOR SUMMER ENTERTAINMENT PROGRAM**

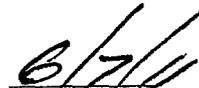
Said contract being made as follows:

**ROAD DAWG TOURING COMPANY                      \$ 1,800.00**

Said funds being available in the form of:

**2011 BUDGET  
OFFICE OF THE ADMINISTRATOR  
APPRO. # 1-01-012-801                                      \$ 1,800.00**

  
Ronald J. Menhorn, Sr., C.P.A., R.M.A.  
Finance Director, Chief Financial Officer

  
Date

R# 190-11

**RESOLUTION AUTHORIZING CONTRACT  
FOR MUSICAL PERFORMANCE  
FOR "SUMMER ENTERTAINMENT PROGRAMS"**

**WHEREAS**, as part of its 2011 Summer Entertainment Program, the City of Long Branch wishes to contract with Jerry Dugger to provide a musical performance by "The Dugger Brothers" on July 10, 2011; and

**WHEREAS**, in accordance with N.J.S.A. 40A:11-5(1)(a)(i), the City may award a contract for professional services, including services of a creative and artistic nature, without publicly advertising for bids; and

**WHEREAS**, the City's Office of Community Development staff has negotiated a contract, annexed hereto, with Jerry Dugger for said performance, and it is the recommendation of the Director of Building and Development that it is in the City's best interest to enter into this contract; and

**WHEREAS**, the Chief Financial Officer of the City of Long Branch has certified, in accordance with the Certification of Funds Form attached hereto, that funds are available for this contract in the Office of the Administrator, Appropriation # 1-01-012-801 in the amount of \$ 700.00

**NOW THEREFORE, BE IT RESOLVED**, that the City Council of the City of Long Branch hereby authorizes a contract with Jerry Dugger, for a musical performance by "The Dugger Brothers" on July 10, 2011, in accordance with the contract annexed hereto, for a sum not to exceed \$ 700.00

**BE IT FURTHER RESOLVED** that the Mayor and Clerk are hereby authorized to execute any and all necessary document pursuant to said contract.

**BE IT FURTHER RESOLVED** that the Finance Director is hereby authorized to take the necessary action to provide payment to the artists/agents on the night of the performance in accordance with the terms of the contract.

**BE IT FURTHER RESOLVED** that the City Clerk shall cause notice of award of this contract to be advertised in accordance with law.

OFFERED: Pallone  
SECOND: Billings  
AYES: 5  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KATHY L. SCHNEELZ, MUNICIPAL CLERK OF THE CITY OF  
LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING  
TO BE A TRUE, COMPLETE AND CORRECT COPY OF  
RESOLUTION ADOPTED BY THE CITY COUNCIL AT A  
REGULAR MEETING HELD ON June 14, 2011  
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 15th DAY OF June 2011  
Kathy L. Schneelz

**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:

**CONTRACT FOR MUSICAL ENTERTAINMENT  
FOR SUMMER ENTERTAINMENT PROGRAM**

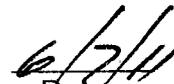
Said contract being made as follows:

<b>JERRY DUGGER</b>	<b>\$ 700.00</b>
---------------------	------------------

Said funds being available in the form of:

<b>2011 BUDGET OFFICE OF THE ADMINISTRATOR APPRO. # 1-01-012-801</b>	<b>\$ 700.00</b>
--	------------------

  
Ronald J. Mehlhorn, Sr., C.P.A., R.M.A.  
Finance Director, Chief Financial Officer

  
Date

R# 191-11

RESOLUTION ESTABLISHING CHANGE FUND  
DEPARTMENT OF RECREATION AND HUMAN SERVICES  
DIVISION OF CONSERVATION (BEACHES) FOR THE YEAR 2011

WHEREAS, the City of Long Branch wishes to established a change fund in the Department of Recreation and Human Services, Division of Conservation, in the amount of \$7,000.00; and,

WHEREAS, said fund is required for the Beach operation of the City; and,

WHEREAS, the Director of Recreation and Human Services has requested that this fund be \$7,000.00; and,

WHEREAS, the Chief Financial Officer agrees that said request is reasonable.

NOW THEREFORE BE IT RESOLVED by the Council of the City of Long Branch, that the Change fund for the Department of Recreation and Human Services, Division of Conservation, be established for the year 2011 at \$7,000.00 and that the Director of Finance is hereby authorized to issue a check or checks to Carl Jennings, Director Recreation and Human Services, in a total amount equal to \$7,000.00, for said purpose.

OFFERED: Pallone  
SECOND: Billings  
AYES: 5  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KATHY L. SCHMELZ, MUNICIPAL CLERK OF THE CITY OF LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING TO BE A TRUE, COMPLETE AND CORRECT COPY OF RESOLUTION ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING HELD ON June 14, 2011  
IN WITNESS WHEREOF, I HAVE HEREBY SET MY HAND AND AFFIXED THE OFFICIAL SEAL OF THE CITY OF LONG BRANCH, MONMOUTH COUNTY, NEW JERSEY THIS 15th DAY OF June, 2011  
Kathy L. Schmeltz  
MUNICIPAL CLERK, R.I.C.

EXTRACT from the minutes of a regular meeting of the City Council of the City of Long Branch, New Jersey held at the Municipal Building, 344 Broadway, Long Branch, New Jersey 07740 on June 14, 2011.

PRESENT: Bastelli, Billings, Celli, Pallone, Sirianni  
ABSENT: NONE

\*\*\*\*\*

Pallone introduced and moved the adoption of the following resolution, and Billings seconded the motion:

**RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$26,952,164.44 TAX ANTICIPATION NOTES OF 2011 OF THE CITY OF LONG BRANCH, NEW JERSEY.**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LONG BRANCH, NEW JERSEY AS FOLLOWS:

Section 1. In anticipation of the collection of taxes during the current fiscal year, there are hereby authorized to be issued tax anticipation notes of the City of Long Branch, each to be known as "Tax Anticipation Note of 2011," in amounts not exceeding \$26,952,164.44. The proceeds of such Notes shall be applied only to purposes provided for in the budget or for which taxes are levied for the current year.

Section 2. The attached certificate has been prepared by the Director of Finance and is filed in the office of the Clerk:

Section 3. The following matters in connection with the notes are hereby determined:

(a) All notes issued hereunder shall mature at such times as may be determined by the Director of Finance, provided that no note shall mature later than April 29, 2012.

(b) All notes issued hereunder shall bear interest at such rate or rates as may be determined by the Director of Finance.

(c) All notes shall be in the form prescribed by the Local Budget Law and otherwise as determined by the Director of Finance and such officer's signature upon the notes shall be conclusive as to such determination;

(d) All notes shall be executed by the Mayor and the Director of Finance and attested by the Clerk.

Section 4. The Director of Finance is authorized and directed to determine all matters in connection with the notes not determined by this or by a subsequent resolution and such officer's signature upon the notes shall be conclusive as to such determination.

Section 5. The Director of Finance is hereby authorized to sell the notes from time to time at public or private sale in such amounts as such officer may determine at not less than par and to deliver them from time to time to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof and payment therefor.

Section 6. Any instrument issued pursuant to this resolution shall be a general obligation of the City, and the full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the obligations.

Section 7. The Director of Finance is authorized and is directed to report in writing to the City at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this resolution is made, such report to include the amount, the description, the interest rate and the maturity of the notes sold, the price obtained and the name of the purchaser.

Section 8. The Director of Finance, in connection with other professionals of the City acting under his direction, is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document for the City, as it may be so updated from time to time,

to be distributed in connection with the sale of obligations of the City. The Director of Finance is hereby authorized to execute such disclosure document on behalf of the City.

Section 9. This resolution shall take effect immediately.

The foregoing resolution was adopted by the following vote:

AYES: 5

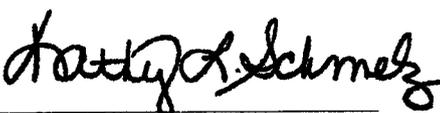
NAYES: 0

**CERTIFICATE**

I, KATHY SCHMELZ, Clerk of the City of Long Branch, New Jersey, HEREBY CERTIFY that the foregoing resolution was duly adopted by the City Council at a regular meeting on June 14, 2011.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City this 14<sup>th</sup> day of June, 2011.

(SEAL)

  
\_\_\_\_\_  
KATHY SCHMELZ, Clerk

**CERTIFICATE WITH RESPECT TO TAX ANTICIPATION NOTES**

I, RONALD J. MEHLHORN, SR., Director of Finance of the City of Long Branch, New Jersey HEREBY CERTIFY as follows:

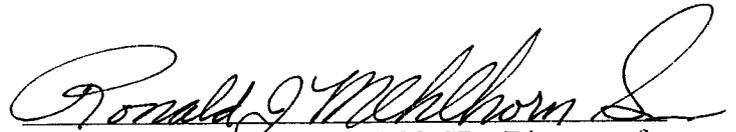
1. The gross borrowing power in respect to tax anticipation notes for the year of 2011, being 30 percent of the tax levy for all purposes of the year of 2010, plus 30 percent of the amount of miscellaneous revenues realized in cash during the year of 2010, is \$26,952,164.44.

2. The amount of notes outstanding in anticipation of the collection of taxes of the year of 2011, except such notes as will be renewed by or paid from the proceeds of the notes to be issued, is \$-0-.

3. The net borrowing power, being the excess of the first over the second of the two above amounts, is \$26,952,164.44.

4. This certificate is made with respect to \$7,000,000 Tax Anticipation Notes of 2011 about to be authorized by the governing body of the City of Long Branch.

IN WITNESS WHEREOF, I have hereunto set my hand this 14<sup>th</sup> day of June, 2011.

  
RONALD J. MEHLHORN, SR., Director of  
Finance

R# 193-11

**RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AGREEMENT  
WITH LOCAL 210 (SCHOOL CROSSING GUARDS)**

**WHEREAS**, almost all of the City's employees are represented by an exclusive bargaining organization for purposes of establishing the employee's various terms and conditions of employment; and

**WHEREAS**, after negotiations, the City has settled bargaining agreement in order to provide for various terms and conditions of employment for the affected employees.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Long Branch, County of Monmouth, State of New Jersey that the Mayor and City Clerk are hereby authorized on behalf of the City of Long Branch to execute the contract agreement between the City of Long Branch and Local 210 for the period of January 1, 2009 – December 31, 2011.

MOVED: Pallone  
SECONDED: Billings

AYES: 5  
NAYS: 0  
ABSENT: 0  
ABSTAIN: 0

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KATHY L. SCHEMLZ, MUNICIPAL CLERK OF THE CITY OF  
LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING  
TO BE A TRUE, COMPLETE AND CORRECT COPY OF  
RESOLUTION ADOPTED BY THE CITY COUNCIL AT A  
REGULAR MEETING HELD ON June 14, 2011  
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 15th DAY OF June, 2011  
Kathy L. Schmelz  
MUNICIPAL CLERK, R.E.S.

# AGREEMENT

Between

CITY OF LONG BRANCH, NEW JERSEY  
SCHOOL CROSSING GUARDS

--And

SERVICES, PRODUCTION, WHOLESALE,  
DISTRIBUTION, CLERICAL, HEALTH  
RELATED  
SERVICES, AIRLINES, AIRPORT AND  
AEROSPACE  
EMPLOYEES UNION, LOCAL 210,  
INTERNATIONAL  
BROTHERHOOD OF TEAMSTERS

\*\*\*\*\*

JANUARY 1, 2009— DECEMBER 31, 2011

## INDEX

<u>ARTICLE</u>	<u>DESCRIPTION</u>	<u>PAGE</u>
I	RECOGNITION	1
II	UNION SECURITY	1
III	GRIEVANCE PROCEDURE	4
IV	MANAGEMENT RIGHTS	5
V	VACATION	6
VI	SEPARABILITY AND SAVINGS	7
VII	LAYOFFS AND VACANCIES	7
VIII	FULLY-BARGAINED PROVISIONS	7
IX	CLOTHING	8
X	NO STRIKE PLEDGE	8
XI	SHOP STEWARD CLAUSE	8
XII	SICK LEAVE	9
XIII	GENERAL	10
XIV	WAGES	11
XV	PERSONAL DAYS - NEW	11
XVI	HOLIDAYS - NEW	12
XVII	DURATION	12

**ARTICLE I**  
**RECOGNITION**

- A. The City hereby recognizes the Union for the purpose of collective negotiations as the exclusive representative of all permanent school crossing guards, excluding substitutes. All other employees, including but not limited to managerial executives, confidential employees and casual employees, are excluded from the negotiations unit.
- B. All new employees shall serve a probationary period of three months of active service. During such time, the City may terminate their employment and no grievance or other administrative proceeding shall be filed by any individual or the Union due to said termination.
- C. Employees shall work assigned; no employee shall refuse any employment with the City.

**ARTICLE II**  
**UNION SECURITY**

The City agrees it will give effect to the following form of Union security:

- A. All present employees who are members of the Local Union on the effective date of this Agreement may remain members of the Local Union in good standing by payment of the regular monthly dues. All present employees who are not members of the Local Union and do not become members thirty-one (31) days after the effective date of this Agreement will pay a Representation Fee as set forth hereafter.
- B. It is agreed that at the time of hire, newly hired employees who fall within the negotiations unit, will be informed that they have the chance to join the Union thirty-one (31) days thereafter or pay to the Local Union a Representation Fee.
- C. Check-Off of Union Fees
1. The City hereby agrees to deduct from the wages of employees by means of a check-off the dues uniformly required by the labor organization pursuant to the provisions of N.J.S.A. 52:14-15.9 (e). The City, after receipt of written authorization from each individual employee, agrees to deduct from the salaries of said employees their monthly dues and initiation fees. Such deductions shall be made from the second salary paid to each employee during the month and such deduction made the first month shall be a double deduction and, thereafter, the regular deduction shall apply to dues owed for the following month.
  2. In making the deductions and transmittals as above specified, the City shall rely upon the most recent communication from the Union as to the amount of monthly dues and proper amount of initiation fee. The total amount deducted shall be paid to the Union by the fifteenth (15th) calendar day of the following month.

3. The City agrees to forward the full name and address for all new employees who become eligible for membership and for whom initiation fee is deducted. The City further agrees to notify the Union in the event dues for an employee cannot be deducted from the designated salary and the reason therefore.

D. Representation Fee

1. If an employee does not become a member of the Union during any membership year which is covered in whole or in part by this Agreement, said employee will be required to pay a Representation Fee to the Union for that membership year. The purpose of this fee will be to offset the employee's per capita cost of services rendered by the Union as majority representative.

2. Prior to the beginning of each membership year, the Union will notify the City in writing of the amount of the regular membership dues, initiation fees and assessments charged by the Union to its own members for that membership year. The Representation Fee to be paid by non-members will be equal to 85% of that amount.

3. In order to adequately offset the per capita cost of services rendered by the Union as majority representative, the Representation Fee should be equal in amount to the regular membership dues, initiation fees and assessments charged by the Union to its own members, and the Representation Fee has been set at 85% of that amount.

4. Representation Fee Procedure

(a) Once during each membership year covered in whole or in part by this Agreement, the Union will submit to the City a list of those employees who have not become members of the Union for the then current membership year. The City will deduct from the salaries of such employees, in accordance with Paragraph 2 below, the full amount of the Representation Fee and promptly will transmit the amount so deducted to the Union.

(b) The City will deduct the Representation Fee in equal installments, as nearly as possible from the paychecks paid to each employee on the aforesaid list during the remainder of the membership year in question. The deductions will begin with the first paycheck paid:

(1) Ten (10) days after receipt of the aforesaid list by the City; or

(2) Thirty (30) days after the employee begins his or her employment in a negotiations unit position, unless the employee previously served in a negotiations unit position and continued in the employ of the City in a non-negotiations unit position or was on layoff, in which event the deductions will begin with the first paycheck paid ten (10) days after the resumption of the employee's employment in a negotiations unit position, whichever is later.

(3) If an employee who is required to pay a Representation Fee terminates his or her employment with the City before the Union has received the full amount of the Representation Fee to which it is entitled under this Article, The City will deduct the unpaid portion of the fee from the last paycheck paid to said employee during the membership year in question.

(c) Except as otherwise provided in this Article, the mechanics for the deduction of Representation Fees and the transmission of such fees to the Union will, as nearly as possible, be the same for those used for the deduction and transmission of regular membership dues to the Union.

(d) The Union will notify the City in writing of any changes in the list provided for in Paragraph 1 above and/or the amount of the Representation Fee, and such changes will be reflected in any deductions made more than ten (10) days after the City received such notice.

(e) On or about the last day of each month beginning with the month this Agreement becomes effective, the City will submit to the Union a list of all employees who begin their employment in a negotiations unit position during the preceding thirty (30) day period. The list will include names, job titles and dates of employment for all such employees. The City further agrees to notify the Union in the event dues for an employee cannot be deducted from the designated salary and the reason therefore.

#### 5. Computation of Fair Share Fee

(a) The fair share fee for services rendered by the majority representative shall be in an amount equal to the regular membership dues, initiation fees and assessments of the majority representative, less the cost of benefits financed through the dues and available only to members of the majority representative, but in no event shall the fee exceed 85% of the regular membership dues, fees and assessments. Such sum representing a fair share fee shall not reflect the costs of financial support of political causes or candidates, except to the extent that it is necessary for the majority representative to engage in lobbying activity designed to foster its policy goals in collective negotiation and contract administration, and to secure for the employees it represents advances in wages, hours and other conditions of employment, which ordinarily cannot be secured through collective negotiations with the City.

(b) The majority representative shall provide sixty (60) days prior to January 1st and July 31st of each year, advance written notice to the Public Employment Relations Commission, the City and to all employees within the unit, as shall be determined by a list of such employees and furnished by the City, the information necessary to compute the fair share fee for services enumerated above.

(c) Any challenge to the assessment by an employee shall be filed in writing with the Public Employment Relations Commission, the City and the majority representative within thirty (30) days after receipt of the written notice by the employee. All challenges shall specify those portions of the assessment challenged and the reason therefore. The burden of proof relating to the amount of the fair share fee shall be on the majority representative.

6. Challenging Assessment Procedure

(a) The majority representative agrees to establish a procedure by which non-member employees in a unit can challenge the assessment as provided in Section 3 of this Act. Said procedure shall consist of an appeal of the individual assessment to the City Council at a meeting to be scheduled no later than thirty (30) days from the date of the notice of the challenge of the assessment. Upon receipt of a challenge, notice of the challenge and hearing date shall be given to the City and the challenging employee by the majority representative, and shall be posted conspicuously at the work sites of the City to allow all interested employees to participate. The hearing shall be opened to all interested parties and the determination of the City Council shall be made in writing, with copies to the City and the challenging employee. Any challenging employee who disagrees with the determination of the City Council shall have a right, within twenty (20) days of said notice of the determination, to appeal the decision to a Board consisting of three (3) members appointed by the Governor, and such other appeals as may be allowed by law.

(b) In the event the challenge is filed, the deduction for fair share fee shall be held in escrow by the City pending final resolution of the challenge.

7. Association Responsibility

The Union assumes responsibility for acquainting its members, as well as other employees affected by the Representation Fee, of its implications and agrees to meet with employees affected upon request to answer any questions pertaining to this provision.

8. Miscellaneous

The Union shall indemnify, defend and save the City harmless against any and all claims, demands, suits or other forms of liability that shall arise out of or by reason of action taken by the City in reliance upon salary deduction, authorization cards submitted by the Union to the City and/or fair share information furnished by the Union or its representatives.

**ARTICLE III**  
**GRIEVANCE PROCEDURE**

A. A grievance is a complaint that there has been an improper application, interpretation or violation of this Agreement.

B. A grievance to be considered under this procedure must be initiated in writing within ten (10) calendar days from the time when the cause for grievance occurred, and the procedure following shall be resorted to as the sole means of obtaining adjustment of the grievance. (If the grievance is unanswered by the Supervisor within the time limits, it is assumed that the grievance is denied and the Union has the absolute right to proceed to the next step.)

C. Procedure

(1) Failure at any step of this procedure to communicate the decision on a grievance within the specified time limits shall permit the grievant to proceed to the next step. Failure at any step of this procedure to appeal a grievance to the next step within the specified time limits shall be deemed to be a waiver of further appeal of the decision. (If the grievance is unanswered by the Supervisor within the time limits, it is assumed that the grievance is denied and the Union has the absolute right to proceed to the next step.)

(2) The grievance, when it first arises, shall be taken up orally between the employee, the shop steward and the immediate Supervisor, the Traffic Safety Officer. The Supervisor shall, within five (5) working days thereafter, give an oral or written decision on the grievance. (If the grievance is unanswered by the Supervisor within the time limits, it is assumed that the grievance is denied and the Union has the absolute right to proceed to the next step.)

(3) If no satisfactory settlement is reached during the first informal conference, then such grievance shall be reduced to writing, and the shop steward shall serve the same upon the unit Supervisor in charge of Crossing Guards within five (5) working days after the first informal conference. Within five (5) working days after such service, the grievance shall be discussed between the unit Supervisor and a representative of the Union. A written decision shall be given to the Union within five (5) working days after such discussion. (If the grievance is unanswered by the Supervisor within the time limits, it is assumed that the grievance is denied and the Union has the absolute right to proceed to the next step.)

(4) In the event the grievance is not satisfactorily settled by the meeting between the unit Supervisor and the representative of the Union within ten (10) working days from the discussion between the unit Supervisor and the representative of the Union, the Union must appeal in writing to the Business Administrator within said ten (10) working days period. The parties agree that within ten (10) calendar days, a hearing shall be scheduled before the Administrator, at which hearing both sides shall present their respective position. The Administrator's decision shall be final and binding.

(5) Employees shall have complete access to all civil service remedies available to their classification.

**ARTICLE IV**  
**MANAGEMENT RIGHTS**

A. The City hereby retains and reserves unto itself, without limitation, all powers, rights, authority, duties and responsibilities conferred upon and vested in it, prior to and after the signing of this Agreement by the Laws and Constitution of the State of New Jersey and of the United States, including but without limiting the generality of the foregoing, the following rights:

(1) The executive management and administrative control of the City and its properties and facilities and the activities of its employees;

(2) To hire all employees and to determine their qualifications and conditions of continued employment or assignment, and to promote and transfer employees within the provision of the contract;

(3) To suspend, discharge or take other disciplinary action for good cause;

(4) To modify the schedule and the working hours of employees based on the City's needs and in coordination with the Board of Education's School opening and closing schedules;

(5) To take any actions considered necessary to establish and maintain efficiency and cost effective operations and maintenance;

(6) To change, modify or promulgate reasonable rules and regulations;

(7) To assign work as it determines will benefit the City and/or the public it serves.

B. The exercise of the foregoing powers, rights, authority, duties or other responsibilities of the City, the adoption of policies, rules, regulations and practices in furtherance thereof, and the establishment of change in any term or condition of employment, and the use of judgment and discretion in connection therewith, shall be limited only by the express terms of this Agreement, and then only to the extent such terms hereof are in conformance with the Constitution and Laws of New Jersey and of the United States.

C. Nothing contained herein shall be construed to deny or restrict the City in its exclusive right to administer itself and control the work of its personnel, nor to deny or restrict the City in any of its rights, responsibilities and authority under N.J.S.A. 40A:11 or any other national or state law.

D. The failure to exercise any of the foregoing rights or any right deemed to be a management right by tradition, by agreement, by mutual acceptance or by practice, shall not be deemed to be a waiver thereof; all management rights ever granted or exercised heretofore are specifically incorporated herein.

#### **ARTICLE V VACATION**

A. All employees shall be eligible for three (3) vacation days per year, based on a ten (10) month work schedule (January through June, and September through December). Each vacation day shall constitute three and one-quarter (3.25) hours, (the average hours worked by all school traffic guards at the time of negotiation of this contract). Vacation days shall be

non-cumulative.

B. Employees hired after beginning the school term (September) shall receive vacation on a pro-rated basis as follows: for each month of employment, excluding July and August, for which the employee is in the employ of the City in excess of fifteen (15) days, he/she shall accrue 0.975 hours of vacation time.

C. Vacation time must be accrued prior to utilization.

D. All employees shall take their vacation days only when school is not in session, i.e., during summer recess, Thanksgiving holiday, spring recess or winter recess.

E. Payment for all accrued, non-utilized vacation time will be made in the last payroll prior to December 24th of each year.

#### **ARTICLE VI** **SEPARABILITY AND SAVINGS**

If any provision of this Agreement or any application of this Agreement to any employee or group of employees is held invalid by operation of law or by a court or other tribunal of competent jurisdiction, such provision shall be inoperative, but all other provisions shall not be affected thereby and shall continue in full force and effect.

#### **ARTICLE VII** **LAYOFFS AND VACANCIES**

##### Layoffs

Any layoff which results from school closings, consolidations, change in traffic patterns, or reduction in school hours shall be made by seniority in accordance with the appropriate Department of Personnel regulations.

#### **ARTICLE VIII** **FULLY-BARGAINED PROVISIONS**

A. This Agreement represents and incorporates the complete and final understanding and settlement by the parties on all bargainable issues, which were or could have been the subject of negotiations. The parties recognize that no past practice survives this Collective Bargaining Agreement.

B. During the term of this Agreement, neither party will be required to negotiate with respect to any matter, whenever or not covered by this Agreement, and whether or not within the knowledge or contemplation of either or both of the parties at the time they negotiated or signed this Agreement.

C. This Agreement shall not be modified in whole or in part by the parties, except by an instrument in writing duly executed by both parties.

**ARTICLE IX**  
**CLOTHING**

A. Each employee shall receive rain gear, vest, badge, whistle and stop paddle for which he/she shall be responsible and must maintain. The City, in its sole discretion, agrees to replace said equipment, only if it deems it necessary and only after a request by a member of the negotiations unit. Upon termination, all employees are required to return said articles of clothing and equipment to the City.

B. The City agrees to consider suggestions from the Union concerning the quality and suitability of clothing and equipment issued to employees pursuant to Section A. above. It is expressly agreed that the composition and design of the uniform issued to each employee shall be determined by the City in its sole judgment and discretion.

**ARTICLE X**  
**NO STRIKE PLEDGE**

A. It is understood that there shall be no strikes, sit-downs, slowdowns, work stoppages or limitation upon crossing guard duties and responsibilities during the life of this Agreement; nor shall any employee representative or official of the Union authorize, assist, take part in, or encourage any such strike, sit-down, slowdown, concerted failure to report for duty, work stoppage or limitation upon production against the City. The Union shall not be held liable for unauthorized acts of its members, provided the Union orders all who participate in such activity to cease and desist from same immediately and to return to work, and take such other action as may be necessary under the circumstances to bring about compliance with its orders.

B. Employees participating in any violation of this Article shall be subject to disciplinary action up to discharge. Employees encouraging any violation of this Article shall be subject to discharge. Any discharge or other discipline shall be deemed for just cause and shall be subject to the grievance procedure only as to the fact of such participation or encouragement.

C. Nothing contained in this Agreement shall be construed to limit or restrict the City in its right to seek and obtain such judicial relief as it may be entitled to have in law or equity for injunction or damages or both, in the event of such breach by the Union or its members.

**ARTICLE XI**  
**SHOP STEWARD CLAUSE**

The Company recognizes and will deal with the accredited shop stewards in all matters relating to grievances only. Stewards are not Officers or Agents of the Union. They shall be

selected by the members of the respective shop. The authority of shop stewards shall be limited to, and shall not exceed, the following duties and activities:

- 1) The investigation and presentation of grievances in accordance with the provisions of the Collective Bargaining Agreement.
- 2) The transmission of such messages and information, which shall originate with, and are authorized by the Local Union or its Officers, provided such messages and information:
  - (a) Have been reduced to writing; or
  - (b) If not reduced to writing, are of a routine nature and do not involve work stoppages, slowdowns, refusal to handle goods or any other interference with the Employer's business.

The shop steward has no authority to take strike action or any other action interrupting the Employer's business.

The Employer recognizes these limitations upon the authority of shop stewards and shall not hold the Union liable for any unauthorized acts. The Employer, in so recognizing such limitations, shall have the authority to impose proper discipline in the event the shop steward has taken unauthorized strike action, slowdown or work stoppage, in violation of this Agreement.

Shop stewards shall receive the top pay rate step.

No shop steward shall be discharged, suspended or reprimanded without of Union Business Agent being present.

Shop stewards shall be allowed one (1) day off with pay each year to attend the Union's educational training program relative to the various funds and Union functions.

## ARTICLE XII SICK LEAVE

A. All employees shall be eligible for up to six (6) sick days per year, based on a ten (10) month work schedule (January through June, and September through December). Each sick day shall constitute three and one-quarter (3.25) hours (the average hours worked by all school traffic guards at the time of negotiation of this contract).

B. Employees hired after beginning the school term (September) shall receive sick leave on a pro-rated basis, computed as follows: for each month of employment, excluding July and August, for which the employee is in the employ of the City in excess of fifteen (15) days, the employee shall accrue 1.95 hours of sick time.

C. Sick leave may be utilized in case of personal illness, accident or exposure to contagious disease. In addition, it may be used for short periods of time due to a death in the employee's immediate family or to care for a seriously ill member of the employee's immediate family (as defined in Department of Personnel regulations).

C. Sick time must first be accrued prior to utilization.

D. Unused sick leave may be accumulated from year to year without limitation.

E. An employee who has been absent or on sick leave for three (3) or more consecutive workdays may be required to submit acceptable medical evidence, substantiating the illness. In any event, however, the City may require proof of illness of an employee on sick leave, at the expense of the employee, whenever such requirement appears reasonable. Abuse of sick leave shall be cause for disciplinary action.

### **ARTICLE XIII** **GENERAL**

A. It is agreed that City and the Union will continue their practice of not discriminating against any employee because of race, color, creed, religion, nationality or sex. In addition, no employee shall be discriminated against because of inactivity with respect to Union affairs. Any employee who believes he or she has a disciplinary complaint shall have the right to file a complaint directly to the affirmative action officer.

B. Employees shall be entitled to full per diem salary for an unscheduled or unannounced half-day session when there is less than two (2) calendar days' notice of such change.

C. In the event school is closed for inclement weather and work is cancelled, Crossing Guards shall receive their regular compensation. However, in no event shall Crossing Guards receive compensation for more than three (3) inclement weather days per school year.

D. Each post shall receive a minimum of three (3) hours compensation for a full day's work. This provision shall only apply to the regular school year. There shall be a two (2) hour minimum for summer sessions.

**ARTICLE XIV**  
**WAGES**

	<u>2009</u>	<u>2010</u>	<u>2011</u>
From starting date to five (5) years of service	12.74	13.29	13.59
From five (5) years to ten (10) years of service	13.40	13.95	14.25
From ten (10) years to fifteen (15) years of service	14.00	14.55	14.85
From fifteen (15) years to twenty (20) years of service	14.69	15.24	15.54

Summer Wages: Twenty-five (\$0.25) cents per hour increase for six (6) weeks.

Contract provisions apply only to those individuals employed by the City at the date of ratification by Local 210 members. There will be no retroactivity for prior members no longer employed by the City as of that date.

B. Each step represents five (5) years of continuous service with the City as a School Traffic Guard.

C. Those Crossing Guards employed January 1st through the first pay period in December of a contract year shall receive One hundred fifty (\$150.00) as a bonus. Employees who will be eligible for step increases during the period January 1st through and including June 30th shall receive the step increases effective January 1st of the applicable year; employees who will be eligible for step increases during the period July 1<sup>st</sup> through and including December 31st will receive their step increases the following January 1st.

D. Wages shall be paid bi-weekly with an itemized statement of payroll deductions. Wages will reflect the actual weeks worked.

If an employee is absent for more than the number of sick days accrued pursuant to Article XI of this Agreement, any necessary adjustments will be made in the employee's next paycheck following the day or days of absence.

It is expressly agreed that the foregoing payment provisions shall not apply to employees who work during the summer session.

**ARTICLE XV**  
**PERSONAL DAYS**

All collective bargaining unit members will be entitled to one (1) paid personal day per year.

**ARTICLE XVI**  
**HOLIDAYS**

All collective bargaining unit members will have Memorial Day off with pay plus one (1) floating holiday, but to be entitled to the floating holiday they must call in within seventy-two hours before said floating holiday.

**ARTICLE XVII**  
**DURATION**

This Agreement shall be in full force and effect as of January 1, 2008 and shall remain in effect to and including December 31, 2011 without any reopening date.

The parties hereto shall commence negotiations for a new contract at least ninety (90) days prior to the expiration date of this Agreement.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals at the City of Long Branch, County of Monmouth on the \_\_\_\_\_ day of \_\_\_\_\_, 2011.

CITY OF LONG BRANCH, NJ

SCHOOL CROSSING GUARDS  
LOCAL 210, I.B.T.

By: \_\_\_\_\_  
Adam Schneider, Mayor

By: \_\_\_\_\_

Date:

Date:

By: \_\_\_\_\_  
Howard Woolley  
Business Administrator

By: \_\_\_\_\_

Secretary-Treasurer/Principal  
Officer

Date:

R# 194-11

**RESOLUTION – SPECIAL ITEM OF REVENUE  
STATE OF NEW JERSEY  
URBAN ENTERPRISE ZONE AUTHORITY  
DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT  
GRANT AGREEMENT NO: 2011-08015-0406-00  
UEZ SECURITY (POLICING) YEAR XII**

WHEREAS, N.J.S.A. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and;

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Long Branch hereby requests the Director of the Division of Local Government Services to approve the insertion of a special item of revenue in the budget for the year 2011 in the amount of \$162,700.00 which item is now available from the State of New Jersey, Urban Enterprise Zone Authority, Department of Commerce and Economic Development.

BE IT FURTHER RESOLVED that a like sum of \$162,700.00 is hereby appropriated under the caption of:

State of New Jersey  
Urban Enterprise Zone Authority  
Department of Commerce and Economic Development  
UEZ Security (Policing) Year XII                      \$162,700.00

BE IT FURTHER RESOLVED that the City Clerk forward two (2) copies of the required Department of Community Affairs form requesting permission of the Director for the inclusion of the above referenced items.

OFFERED: Pallone  
SECOND: Billings  
AYES: 5  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KATHY L. SCHEMELZ, MUNICIPAL CLERK OF THE CITY OF LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING TO BE A TRUE, COMPLETE AND CORRECT COPY OF RESOLUTION ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING HELD ON June 14, 2011  
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 14th DAY OF June, 2011  
Kathy L. Schemelz  
MUNICIPAL CLERK, R.M.



AGREEMENT DATA SHEET

( X ) GRANT ( ) LOAN

**PROJECT INFORMATION**

FUNDING PROGRAM NAME: **Urban Enterprise Zone - Long Branch 2011**  
 PROJECT TITLE: **UEZ Security Year XII**  
 SERVICE AREA(S): **County of Monmouth**

**RECIPIENT INFORMATION**

AGENCY NAME: **City of Long Branch**  
 ADDRESS: **344 Broadway  
 Long Branch, New Jersey 07740**

CHIEF FINANCIAL OFFICER: **Ms. Mary Ann Canino**  
 VENDOR ID #: **V-216000806-99**  
 TELEPHONE NUMBER: **(732) 222-7000**  
 CHARITIES REGISTRATION #: **EX0000000**  
 (Nonprofit Agencies Only)

**STATE INFORMATION**

DEPARTMENT: **NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS**  
 DIVISION: **Office of Urban Enterprise Zones**  
 ADDRESS: **650 South Broad Street  
 Third Floor  
 Trenton, NJ 08625-0822**

CONTACT PERSON: **Lisa Migliaccio**  
 TELEPHONE NUMBER: **(609) 292-1912**

**FUNDING AMOUNT AND SOURCE OF FUNDS**

	<u>ACCOUNT NUMBER</u>	<u>AMOUNT</u>	<u>CFDA #</u>
1 (State Funds)	2011-763-022-2830-035-EEEE-5825	\$162,700.00	
<b>SUBTOTAL</b>		<b>\$162,700.00</b>	
<b>OTHER FUNDS</b>		<b>\$334,037.00</b>	
<b>TOTAL</b>		<b>\$496,737.00</b>	

**GRANT/LOAN AWARD PERIOD**

GRANT/LOAN AWARD PERIOD: **May 01, 2011 THROUGH: April 30, 2012**  
 LENGTH OF AWARD PERIOD: **1 Year**  
 LIQUIDATION OF OBLIGATIONS MUST BE MADE BY: **July 29, 2012**

**PURPOSE OF GRANT/LOAN**

This award will provide funding to provide security and emergency response in the Urban Enterprise Zones.

R# 195-11

**RESOLUTION – SPECIAL ITEM OF REVENUE  
STATE OF NEW JERSEY  
URBAN ENTERPRISE ZONE AUTHORITY  
DEPARTMENT OF COMMERCE AN ECONOMIC DEVELOPMENT  
GRANT AGREEMENT NO: 2011-08015-0407-00  
UEZ MARKETING AND BUSINESS DEVELOPMENT 2011  
\$90,100.00**

WHEREAS. N.J.S.A. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and;

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Long Branch hereby requests the Director of the Division of Local Government Services to approve the insertion of a special item of revenue in the budget for the year 2011 in the amount of \$90,100.00 which item is now available from the State of New Jersey, Urban Enterprise Zone Authority, Marketing and Business Development.

BE IT FURTHER RESOLVED that a like sum of \$90,100.00 is hereby appropriated under the caption of:

State of New Jersey  
Urban Enterprise Zone Authority  
Department of Commerce and Economic Development  
Marketing and Business Development \$90,100.00

BE IT FURTHER RESOLVED that the City Clerk forward two (2) copies of the required Department of Community Affairs form requesting permission of the Director for the inclusion of the above referenced items.

OFFERED: Pallone  
SECOND: Billings  
AYES: 5  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0

CITY OF MONMOUTH  
CITY OF LONG BRANCH  
I, RENE L. SCHMIDT, MUNICIPAL CLERK OF THE CITY OF LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING TO BE A TRUE, COMPLETE AND CORRECT COPY OF RESOLUTION ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING HELD ON June 14, 2011  
IN WITNESS WHEREOF, I HAVE HEREBY SET MY HAND AND AFFIXED THE OFFICIAL SEAL OF THE CITY OF LONG BRANCH, MONMOUTH COUNTY, NEW JERSEY THIS 15th DAY OF June, 2011  
Rene L. Schmidt  
MUNICIPAL CLERK, R.E.M.

STATE OF NEW JERSEY  
DEPARTMENT OF COMMUNITY AFFAIRS  
DIVISION OF LOCAL GOVERNMENT SERVICES

Pursuant to N.J.S.A. 40AAA-87 I hereby certify that the following resolution has been duly adopted by the governing body of \_\_\_\_\_

MM  
Clerk's Signature

has realized or is in receipt of written notification of the state or federal monies cited in the following resolution, which meets all statutory requirements and will be included in the 2011 \_\_\_\_\_ Year municipal budget.

City of Long Branch  
Name of Municipality

City of Long Branch  
Name of Municipality

I hereby certify the \_\_\_\_\_  
Signature, Chief Financial Officer

2195-11

Resolution Number: \_\_\_\_\_ Amount: \$ 90,100.00

Date of Adoption: June 14, 2011 \_\_\_\_\_ Amount: \$ 90,100.00

Revenue Title: UEZ- Marketing & Business Development \_\_\_\_\_ Amount: \$ \_\_\_\_\_

Appropriation Title: UEZ- Marketing & Business Development \_\_\_\_\_

Local Match - Source: \_\_\_\_\_

Approval is hereby given to the cited resolution adopted by the governing body pursuant to N.J.S.A. 40A: 4-87

FOR DCA USE ONLY  
Municode: \_\_\_\_\_  
Doc. No. \_\_\_\_\_

For Director, Division of Local Government Services  
by: \_\_\_\_\_  
Duly Appointed Designee  
Date Certified \_\_\_\_\_

THIS CERTIFICATION FORM MAY BE REPRODUCED  
TO BE USED FOR STATE AND FEDERAL GRANTS ONLY

AGREEMENT DATA SHEET

( X ) GRANT ( ) LOAN

**PROJECT INFORMATION**

FUNDING PROGRAM NAME:  
PROJECT TITLE:  
SERVICE AREA(S):

**Urban Enterprise Zone - Long Branch 2011**  
**UEZ Marketing and Business Development 2011**  
**County of Monmouth**

**RECIPIENT INFORMATION**

AGENCY NAME:  
ADDRESS:  
  
CHIEF FINANCIAL OFFICER:  
VENDOR ID #  
TELEPHONE NUMBER:  
CHARITIES REGISTRATION #:  
(Nonprofit Agencies Only)

**City of Long Branch**  
**344 Broadway**  
**Long Branch, New Jersey 07740**  
  
**Ms. Mary Ann Canino**  
**V-216000806-99**  
**(732) 222-7000**  
**EX0000000**

**STATE INFORMATION**

DEPARTMENT:  
DIVISION:  
ADDRESS:

**NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS**  
**Office of Urban Enterprise Zones**  
**650 South Broad Street**  
**Third Floor**  
**Trenton, NJ 08625-0822**

CONTACT PERSON:  
TELEPHONE NUMBER:

**Lisa Migliaccio**  
**(609) 292-1912**

**FUNDING AMOUNT AND SOURCE OF FUNDS**

	<u>ACCOUNT NUMBER</u>	<u>AMOUNT</u>	<u>CFDA #</u>
1 (State Funds)	2011-763-022-2830-035-EEEE-5825	\$90,100.00	
<b>SUBTOTAL</b>		<b>\$90,100.00</b>	
<b>OTHER FUNDS</b>		<b>\$49,500.00</b>	
<b>TOTAL</b>		<b>\$139,600.00</b>	

**GRANT/LOAN AWARD PERIOD**

GRANT/LOAN AWARD PERIOD: **May 01, 2011 THROUGH: April 30, 2012**  
LENGTH OF AWARD PERIOD: **1 Year**  
LIQUIDATION OF OBLIGATIONS MUST BE MADE BY: **July 29, 2012**

**PURPOSE OF GRANT/LOAN**

This award will provide funding to market the Urban Enterprise Zone Program in order to develop new and existing businesses.

R# 196-11

**RESOLUTION – EMERGENCY APPROPRIATION  
UTILITIES  
GASOLINE  
\$85,000.00**

WHEREAS, an emergency has arisen with respect to providing adequate funds for purchase of gasoline, which activity is required to protect the Health, Welfare and Public Safety of the Citizens of the City of Long Branch; and,

WHEREAS, N.J.S.A. 40A:4-46 provides for the creation of an emergency appropriation for the purpose above mentioned; and,

WHEREAS, the total amount of emergency appropriation created, including the appropriation to be created by this resolution, is \$450,000.00 and 3% of the final operating budget of the prior year (2010) is \$1,395,792.35, and,

WHEREAS, the Director of the Division of Local Government Services may approve such emergency appropriation and may exclude such item from the "CAPS" of the succeeding years budget.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Long Branch, (not less than two thirds of the governing body affirmatively concurring) that in accordance with N.J.S.A. 40A:4-46, the Director of the Division of Local Government Services is hereby requested to approve the creation of an emergency appropriation in accordance with the following:

1. An emergency appropriation be, and the same is, hereby made for

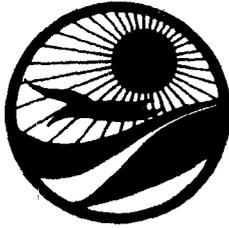
Utilities	
Gasoline	\$85,000.00

2. That the statement required by the Local Finance Board has been filed with the City Clerk and a certified copy thereof will be forwarded to the Local finance Board for their review.
3. That three (3) certified copies of this resolution be filed with said Director for review and approval.

BE IT FURTHER RESOLVED that the Director is hereby requested to exclude such amount from the succeeding years "CAPS".

OFFERED: Pallone  
SECOND: Billings  
AYES: 5  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KRISTY L. SCHMEZ, MUNICIPAL CLERK OF THE CITY OF  
LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING  
TO BE A TRUE, COMPLETE AND CORRECT COPY OF  
RESOLUTION ADOPTED BY THE CITY COUNCIL AT A  
REGULAR MEETING HELD ON June 14, 2011  
IN WITNESS WHEREOF, I HAVE HERETO SET  
MY HAND AND APPLIED THE OFFICIAL SEAL OF THE  
CITY OF LONG BRANCH, MONMOUTH COUNTY, NEW  
JERSEY THIS 15th DAY OF June 2011  
Kristy L. Schmez  
MUNICIPAL CLERK, R.M.C.



CITY OF LONG BRANCH, MUNICIPAL BUILDING, 344 BROADWAY, LONG BRANCH, N.J. 07740 (732) 222-7000

**STATEMENT OF CHIEF FINANCIAL OFFICER**

June 14, 2011

Re: Emergency Appropriation  
Utilities  
Gasoline  
\$85,000.00

**DATE OF HAPPENING:**

An ongoing review of the City budget revealed an upcoming shortage in the Other Expenses line item for the purchase of gasoline.

We now feel it is time to request an emergency appropriation for this line item.

We seek an emergency in the amount of \$85,000.00 in order to meet our anticipated obligations for the remainder of the year.

Attached is an analysis of the budget line item through May 31st.

We continue the analysis with the activities for the remainder of the year.

We expended \$228,021.65 through December 31, 2010 and we have budgeted \$228,500.00 for 2011.

Due to the increase in gasoline prices during the year this account will be short by year end.



recycled paper

We respectfully request the approval of an emergency of \$85,000.00 and further request that the deferred charge resulting from this emergency be approved outside our "CAP" for the year 2012 Budget.

**HAVE ANY CONTRACTS BEEN AWARDED OR PURCHASE ORDERS PLACED IN CONNECTION WITH THIS EMERGENCY APPROPRIATION?**

No

**HAVE ANY PAYMENTS BEEN MADE IN CONNECTION WITH THIS EMERGENCY APPROPRIATION?**

No

**IF COSTS ARE IN EXCESS OF CURRENT BIDDING REQUIREMENTS, UNDER N.J.S.A. 40A:11-1 ET SEQ, FOR EITHER LABOR OR MATERIAL OR BOTH, WILL BIDS BE ADVERTISED FOR?**

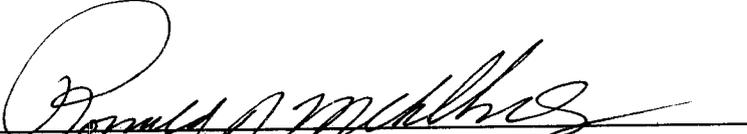
N/A.

**IF NOT, HAVE RESOLUTIONS BEEN ADOPTED DECLARING AN EXIGENCY TO EXIST WHICH WILL NOT PERMIT THE ADVERTISEMENT FOR PUBLIC BIDS?**

N/A

**WILL WORK BE PERFORMED BY CONTRACT, FORCE ACCOUNT OR OTHERWISE?**

Co-operative purchasing agreement

  
Ronald J. Mehlhorn Sr., CPA, RMA  
Director of Finance (CFO.)

# Analysis of Gasoline Emergency required Five (5) Months Actual Expenses (Through May 31, 2011)

Expended:	Through 5/31/11	Avg. Per Mo.
City	101,350.51	20,270.10
Outside Agencies	115,807.93	23,161.59
	217,158.44	43,431.69
	(86,368.87)	(17,273.77)
	130,789.57	26,157.91

x 12 = 313,894.97  
See Below

Reimbursed from Outside Agencies  
Net Expended from Budget **228,500.00** \*\*

2011 Appropriation 97,710.43

Balance May 31, 2011

**Estimate of Emergency Required**

130,789.57	101,350.51	115,807.93	(86,368.87)
/5 x 12	/5 x 12	/5 x 12	/5 x 12
<u>313,894.97</u>	<u>243,241.22</u>	<u>277,939.03</u>	<u>(207,285.29)</u>

Totals for Five Months (per above)  
Divided by 5 x 12 = Est. for Year **313,894.97** \*\*

Estimate for Year 228,500.00

Budgeted 2011 85,394.97

Approximate Emergency Required

UNLEADED GASOLINE ANALYSIS - 2011

DEL #	DELIVERY DATE:	PO #	GALLONS:	PRICE PER GALLON:	AMOUNT:	LUST TAX:	TOTAL:	FUEL USAGE BY OTHER AGENCIES	CITY CDBG	BORO WLB	LB BOE	LBHA	Oceanport	Mon Med	Total Gallons	Total Expense
1	1/21/2011	1-00186	4,997.0	\$ 2.5605	\$ 12,777.33		\$ 12,777.33		88.3	1667.5	4047.6	1383.2	1182.4		8369.0	\$21,428.82
2	1/28/2011	1-00233	4,500.0	\$ 2.5205	\$ 11,342.25		\$ 11,342.25									
3	2/7/2011	1-00362	4,997.0	\$ 2.5590	\$ 12,787.32		\$ 12,787.32									
4	2/22/2011	1-00591	7,798.0	\$ 2.6742	\$ 20,853.41		\$ 20,853.41		75.4	1660.8	3676.8	892.8	1033.8		7339.6	\$19,627.56
5	3/10/2011	1-00853	8,499.0	\$ 2.9920	\$ 25,429.01		\$ 25,429.01		68.0	1865.0	3946.1	1110.6	1225.0		8214.7	\$24,578.38
6	3/25/2011	1-01028	8,500.0	\$ 2.9645	\$ 25,198.25		\$ 25,198.25									
7	4/11/2011	1-01280	8,496.0	\$ 3.2111	\$ 27,281.51		\$ 27,281.51									
8	4/27/2011	1-01481	7,999.0	\$ 3.4105	\$ 27,280.59		\$ 27,280.59		141.5	1797.3	2892.5	1050.7	1154.7		7036.7	\$23,998.67
9	5/16/2011	1-01769	8,503.0	\$ 3.2015	\$ 27,222.35		\$ 27,222.35		99.6	1961.7	3689.6	1120.2	1304.6		8175.7	\$26,174.50
10	5/31/2011	1-02107	8,501.0	\$ 3.1745	\$ 26,986.42		\$ 26,986.42									
11																
12																
13																
14																
15																
16																
17																
18																
19																
20																
21																
22																
			order against 2010 budget													
			Avg Cost/Gal													
			TOTAL: 72,790.0 \$ 2.9265 \$ 217,158.45 \$ - \$ 217,158.45						472.8	8952.3	18252.6	5557.5	5900.5		39135.7	\$ 115,807.93

Outside Agencies 39135.7 \$ 213,018.48  
 City 33654.3 \$101,350.51

Z:\programs\purchasing\unleaded Gasoline Analysis - 2009

2005 SUMMARY		2006 SUMMARY		2007 SUMMARY		2008 SUMMARY		2009 SUMMARY		2010 SUMMARY	
Usage:	155900	Usage:	161026	Usage:	161314	Usage:	161005	Usage:	161005.0	Usage:	196087.0
City Usage:	113703	City Usage:	113703	City Usage:	114596	City Usage:	111039	City Usage:	111039.0	City Usage:	111237.0
Avg. Cost:	\$ 1.72	Avg. Cost:	\$ 2.03	Avg. Cost:	\$ 2.22	Avg. Cost:	\$ 2.56	Avg. Cost:	\$ 1.83	Avg. Cost:	\$ 2.21
Expenses	\$ 268,191.00	Expenses	\$ 327,133.00	Expenses	\$ 358,288.00	Expenses	\$ 412,019.00	Expenses	\$ 314,359.00	Expenses	\$ 191,272.54
City Exp	\$ 230,643.00	City Exp	\$ 230,643.00	City Exp	\$ 254,965.00	City Exp	\$ 280,223.00	City Exp	\$ 198,455.00	City Exp	\$243,962.38
# Deliveries:	21	# Deliveries:	19	# Deliveries:	19	# Deliveries:	19	# Deliveries:	21.0	# Deliveries:	24.0
(Last delivery 1/6/06)		(Last delivery 1/2/07)		(Last Delivery 1/20/09)		(Last delivery 1/2/09)					

\* through May 31st

R# 197-11

**RESOLUTION – EMERGENCY APPROPRIATION  
DEPARTMENT OF LAW  
OTHER EXPENSES  
\$228,000.00**

WHEREAS, an emergency has arisen with respect to providing adequate funds for legal expenses, which activity is required to protect the Health, Welfare and Public Safety of the Citizens of the City of Long Branch; and,

WHEREAS, N.J.S.A. 40A:4-46 provides for the creation of an emergency appropriation for the purpose above mentioned; and,

WHEREAS, the total amount of emergency appropriation created, including the appropriation to be created by this resolution, is \$365,000.00 and 3% of the final operating budget of the prior year (2010) is \$1,395,792.35, and,

WHEREAS, the Director of the Division of Local Government Services may approve such emergency appropriation and may exclude such item from the "CAPS" of the succeeding years budget.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Long Branch, (not less than two thirds of the governing body affirmatively concurring) that in accordance with N.J.S.A. 40A:4-46, the Director of the Division of Local Government Services is hereby requested to approve the creation of an emergency appropriation in accordance with the following:

1. An emergency appropriation be, and the same is, hereby made for

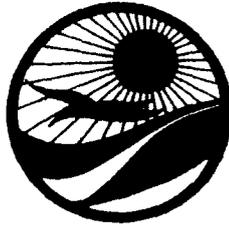
Department of Law	
Other Expenses	\$228,000.00

2. That the statement required by the Local Finance Board has been filed with the City Clerk and a certified copy thereof will be forwarded to the Local finance Board for their review.
3. That three (3) certified copies of this resolution be filed with said Director for review and approval.

BE IT FURTHER RESOLVED that the Director is hereby requested to exclude such amount from the succeeding years "CAPS".

OFFERED: Pallone  
 SECOND: Billings  
 AYES: 5  
 NAYES: 0  
 ABSENT: 0  
 ABSTAIN: 0

MUNICIPAL CLERK OF THE CITY OF  
 LONG BRANCH, NEW JERSEY  
 MUNICIPAL CLERK OF THE CITY OF  
 LONG BRANCH, NEW JERSEY CERTIFY THE FOREGOING  
 TO BE A TRUE, COMPLETE AND CORRECT COPY OF  
 RESOLUTION ADOPTED BY THE CITY COUNCIL AT A  
 REGULAR MEETING HELD ON June 14, 2011  
 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 15th DAY OF June, 2011  
[Signature]



CITY OF LONG BRANCH, MUNICIPAL BUILDING, 344 BROADWAY, LONG BRANCH, N.J. 07740 (732) 222-7000

## **STATEMENT OF CHIEF FINANCIAL OFFICER**

June 14, 2011

Re: Emergency Appropriation  
Department Law  
Other Expenses  
\$228,000.00

### **DATE OF HAPPENING:**

An ongoing review of the City budget revealed an upcoming shortage in the Other Expenses line item for the Department of Law.

We now feel it is time to request an emergency appropriation for this line item.

We seek an emergency in the amount of \$228,000.00 in order to meet our anticipated obligations for these expenses from July 1<sup>st</sup> forward.

Attached is an analysis of the budget line item through May 31st.

We continue the analysis with the activities for the remainder of the year.

As with all other municipalities it is impossible for the City of Long Branch to know the extent of the required funding for legal fees which is the result of the litigation to be addressed.



recycled paper

We respectfully request the approval of an emergency of \$228,000.00 and further request that the deferred charge resulting from this emergency be approved outside our "CAP" for the year 2012 Budget.

**HAVE ANY CONTRACTS BEEN AWARDED OR PURCHASE ORDERS PLACED IN CONNECTION WITH THIS EMERGENCY APPROPRIATION?**

No

**HAVE ANY PAYMENTS BEEN MADE IN CONNECTION WITH THIS EMERGENCY APPROPRIATION?**

No

**IF COSTS ARE IN EXCESS OF CURRENT BIDDING REQUIREMENTS, UNDER N.J.S.A. 40A:11-1 ET SEQ, FOR EITHER LABOR OR MATERIAL OR BOTH, WILL BIDS BE ADVERTISED FOR?**

N/A.

**IF NOT, HAVE RESOLUTIONS BEEN ADOPTED DECLARING AN EXIGENCY TO EXIST WHICH WILL NOT PERMIT THE ADVERTISEMENT FOR PUBLIC BIDS?**

N/A

**WILL WORK BE PERFORMED BY CONTRACT, FORCE ACCOUNT OR OTHERWISE?**

Proposals for Professional Services



Ronald J. Mehlhorn Sr., CPA, RMA  
Director of Finance (CFO.)

# Analysis of Legal - Other Expense Emergency required

\$385,000.00

(\$306,500.00)  
\$78,500.00

The City budget for Legal - Other Expense is: for the period January 1, 2011 through

We have awarded contracts and paid other expenses, in the amount of :  
June 30, 2011, in the amount of :

(\$306,500.00)  
(\$228,000.00)

Leaving a balance at May 31, 2011 of:

Assuming there will be no additions to the contracts awarded above, We estimate the same amount of contracts to be awarded in the second half of the year to amount to  
Estimated Emergency required for Legal - Other Expenses

**Note:** If it appears that this emergency is excessive we will cancel a portion of same year end in order to lessen the burden on the 2012 budget.



R# 198-11

**RESOLUTION – EMERGENCY APPROPRIATION  
DEPARTMENT PUBLIC WORKS  
DIVISION OF MUNICIPAL GARAGE  
OTHER EXPENSES  
\$137,000.00**

WHEREAS, an emergency has arisen with respect to providing adequate funds for the operation of the Municipal Garage, which activity is required to protect the Health, Welfare and Public Safety of the Citizens of the City of Long Branch; and,

WHEREAS, N.J.S.A. 40A:4-46 provides for the creation of an emergency appropriation for the purpose above mentioned; and,

WHEREAS, the total amount of emergency appropriation created, including the appropriation to be created by this resolution, is \$137,000.00 and 3% of the final operating budget of the prior year (2010) is \$1,395,792.35 , and,

WHEREAS, the Director of the Division of Local Government Services may approve such emergency appropriation and may exclude such item from the "CAPS" of the succeeding years budget.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Long Branch, (not less than two thirds of the governing body affirmatively concurring) that in accordance with N.J.S.A. 40A:4-46, the Director of the Division of Local Government Services is hereby requested to approve the creation of an emergency appropriation in accordance with the following:

1. An emergency appropriation be, and the same is, hereby made for

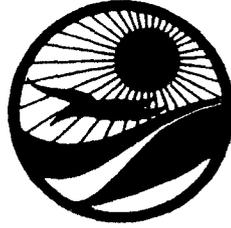
Department of Public Works	
Division of Municipal Garage	
Other Expenses	\$137,000.00

2. That the statement required by the Local Finance Board has been filed with the City Clerk and a certified copy thereof will be forwarded to the Local finance Board for their review.
3. That three (3) certified copies of this resolution be filed with said Director for review and approval.

BE IT FURTHER RESOLVED that the Director is hereby requested to exclude such amount from the succeeding years "CAPS".

OFFERED: Pallone  
SECOND: Billings  
AYES: 5  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KATHY L. SCHMELZ, MUNICIPAL CLERK OF THE CITY OF  
LONG BRANCH, DO HEREBY CERTIFY THE FOREGOING  
TO BE A TRUE, COMPLETE AND CORRECT COPY OF  
RESOLUTION ADOPTED BY THE CITY COUNCIL AT A  
REGULAR MEETING HELD ON June 14, 2011  
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 15th DAY OF June 2011  
Kathy L. Schmeltz  
MUNICIPAL CLERK, R.T.M.



CITY OF LONG BRANCH, MUNICIPAL BUILDING, 344 BROADWAY, LONG BRANCH, N.J. 07740 (732) 222-7000

**STATEMENT OF CHIEF FINANCIAL OFFICER**

June 14, 2011

Re: Emergency Appropriation  
Department of Public Works  
Division of Municipal Garage  
\$137,000.00

**DATE OF HAPPENING:**

An ongoing review of the City budget revealed an upcoming shortage in the Other Expenses line item for the operation of the Municipal Garage.

We now feel it is time to request an emergency appropriation for this line item.

A large portion of the \$270,000.00+ that has been expended to date, out of \$283,950.00, was attributable to damage to vehicles during the December 2010 and January 2011 snow storm. All costs of which were charged to this line item.

We seek an emergency in the amount of \$137,000.00 in order to meet our anticipated obligations for the remainder of the year.

Attached is an analysis of the budget line item through May 31st.

We continue the analysis with the activities for the remainder of the year.

We expended \$228,021.65 through December 31, 2010 and we have budgeted \$228,500.00 for 2011.



We respectfully request the approval of an emergency of \$137,000.00 and further request that the deferred charge resulting from this emergency be approved outside our "CAP" for the year 2012 Budget.

**HAVE ANY CONTRACTS BEEN AWARDED OR PURCHASE ORDERS PLACED IN CONNECTION WITH THIS EMERGENCY APPROPRIATION?**

No

**HAVE ANY PAYMENTS BEEN MADE IN CONNECTION WITH THIS EMERGENCY APPROPRIATION?**

No

**IF COSTS ARE IN EXCESS OF CURRENT BIDDING REQUIREMENTS, UNDER N.J.S.A. 40A:11-1 ET SEQ, FOR EITHER LABOR OR MATERIAL OR BOTH, WILL BIDS BE ADVERTISED FOR?**

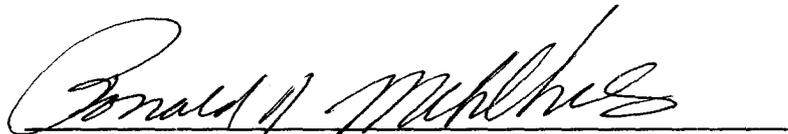
N/A.

**IF NOT, HAVE RESOLUTIONS BEEN ADOPTED DECLARING AN EXIGENCY TO EXIST WHICH WILL NOT PERMIT THE ADVERTISEMENT FOR PUBLIC BIDS?**

N/A

**WILL WORK BE PERFORMED BY CONTRACT, FORCE ACCOUNT OR OTHERWISE?**

State Contracts, quotes and formal bids if required.



Ronald J. Mehlhorn Sr., CPA, RMA  
Director of Finance (CFO.)

**Analysis of Department of Public Works -  
 Division of Municipal Garage -  
 Emergency Appropriation Required**

The City budget for Municipal Garage - Other Expense	\$283,950.00
Total Expended through June 10, 2011	<u>(\$270,699.05)</u>
Leaving a balance at June 10, 2011 of:	\$13,250.95
Estimated need for balance of 2011	(\$150,000.00)
Estimated Emergency required for Municipal Garage - Other Expenses	<u><u>(\$136,749.05)</u></u>

Estimated Emergency required for Municipal Garage - Other Expenses

**Note:** If it appears that this emergency is excessive we will cancel a portion of same year end in order to lessen the burden on the 2012 budget.