

**RESOLUTIONS ADOPTED BY THE CITY COUNCIL ON DECEMBER 27, 2016:**

**R278-16** RESOLUTION APPOINTING INSURANCE COMMISSION MEMBERS

**R279-16** RESOLUTION APPROVING THE RENEWAL OF THE AMUSEMENT GAME LICENSE FOR PV AMUSEMENTS LLC FOR 2017

**R280-16** RESOLUTION AUTHORIZING THE MAYOR TO SIGN THE NEW JERSEY INTEROPERABLE COMMUNICATIONS SYSTEM AGREEMENT

**R281-16** RESOLUTION CANCELLING RESOLUTION R266-16 AND R267-16 ADOPTED ON DECEMBER 13, 2016

**R282-16** RESOLUTION AUTHORIZING APPOINTMENT OF CITY AUDITOR (ROBERT W ALLISON, OF THE FIRM HOLMAN, FRENIA & ALLISON)

**R283-16** RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A DISCHARGE OF MORTGAGE FOR MAQUELINA GUIA, AT PREMISES KNOWN AS 499 TABOR STREET IN THE CITY OF LONG BRANCH

**R284-16** RESOLUTION AUTHORIZING CHANGE ORDER TO CONTRACT FOR BRIGHTON AVENUE STREETScape (PRECISE CONSTRUCTION)

**R285-16** RESOLUTION AUTHORIZING CONTRACT FOR FINANCIAL ADVISORY SERVICES (PHOENIX ADVISOR, LLC & NW FINANCIAL GROUP)

**R286-16** RESOLUTION AUTHORIZING CONTRACT FOR HEALTH BENEFITS INSURANCE BROKER SERVICES FOR THE CONTRACT YEAR JANUARY 1, 2017 THROUGH DECEMBER 31, 2017 (INSURANCE OFFICE OF AMERICA)

**(REMOVED)**

**R287-16** RESOLUTION RELEASE OF BOND FOR DENISE'S LANDING PROJECT (BLOCK 122 LOT 4.01)

**R288-16** RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO CANCEL GRANT APPROPRIATION RESERVES AGAINST GRANTS RECEIVABLE, SURPLUS AND SUCH OTHER ACCOUNTS AS APPROPRIATE

**R289-16** RESOLUTION ACCEPTING DONATION OF A POOL TABLE, FROM ROSEMARY LACOVARA TO BE USED BY THE RECREATION DEPARTMENT

**R290-16** RESOLUTION TO REFUND OVERPAYMENT OF 2016 TAXES (VARIOUS)

**R291-16** RESOLUTION AUTHORIZING THE CANCELLATION OF TAX OVERPAYMENTS OR DELINQUENT AMOUNTS LESS THAN \$10.00

**R292-16** RESOLUTION AUTHORIZING CITY OF LONG BRANCH TO CHARGE FEE FOR DUPLICATE TAX SALE CERTIFICATE

**R293-16** RESOLUTION SETTING FORTH RATE OF INTEREST TO BE CHARGED ON DELINQUENT TAXES FOR 2017

**R294-16** RESOLUTION ESTABLISHING A YEAR END PENALTY OF SIX (6%) PER CENT TO BE CHARGED ON DECEMBER 31<sup>ST</sup> OF EACH YEAR ON DELINQUENCIES IN EXCESS OF \$10,000.00

**R295-16** RESOLUTION ESTABLISHING A YEAR END PENALTY OF SIX (6%) PER CENT TO BE CHARGED ON THIRD PARTY LIENS ON DECEMBER 31<sup>ST</sup> OF EACH YEAR WHEN THE AMOUNT PAID BY THE LIEN HOLDER IS IN EXCESS OF \$10,000.00

**R296-16** RESOLUTION AUTHORIZING CITY OF LONG BRANCH TO CHARGE A FEE FOR RETURNED CHECKS

**R297-16** RESOLUTION TO APPOINT TAX SEARCH OFFICER FOR 2017 (CARLA TOMAS)

**R298-16** RESOLUTION AUTHORIZING THE TAX COLLECTOR TO CONDUCT A TAX LIEN SALE

**R299-16** RESOLUTION AUTHORIZING CITY OF LONG BRANCH TO CHARGE TAX SALE COSTS FOR PREPARING AND ADVERTISING TAX SALE LIST

**R300-16** RESOLUTION 2016 BUDGET APPROPRIATION TRANSFERS

**R301-16** RESOLUTION APPROVAL PAYMENT OF BILLS

**R302-16** RESOLUTION CONDITIONALLY DESIGNATING LONG BRANCH PARTNERS, LLC AS REDEVELOPER AND AUTHORIZING THE REDEVELOPMENT COMMITTEE TO PURSUE COLLABORATIVE PROJECT DESIGN DEVELOPMENT AND THE NEGOTIATION OF A REDEVELOPMENT AGREEMENT

R# 278-16

**RESOLUTION APPOINTING INSURANCE  
COMMISSION MEMBERS**

**WHEREAS**, NJSA 40A:10-8 states that the governing body of a local unit having the power to make appointments shall appoint three officials of the local unit, who may be members of the governing body to serve as insurance fund commissioners; and

**WHEREAS**, the Commissioners shall serve without compensation.

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Long Branch that the following individuals are hereby appointed as Self Insurance Commissioners for the City of Long Branch: Dr. Mary Jane Celli, Councilwoman; Kevin J. Hayes, Acting Business Administrator; Kathy L. Schmelz, RMC, City Clerk.

MOVED: 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. 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 12/27/16  
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 27 DAY OF Dec. 2016  
\_\_\_\_\_  
MUNICIPAL CLERK, R.M.C.

R# 279-16

**RESOLUTION APPROVING THE RENEWAL OF THE  
AMUSEMENT GAME LICENSE  
FOR PV AMUSEMENTS LLC FOR 2017**

**WHEREAS**, PV Amusements LLC is applying for a renewal of their amusement game license to operate an entertainment center/arcade at 50 Chelsea Avenue, Ste 137; and

**WHEREAS**, the applicant has complied with all zoning rules and regulations pursuant to NJSA 5:8-78, etc. and City Ordinance 106-2; and

**WHEREAS**, approvals have been given from the various departments.

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Long Branch in the County of Monmouth, State of New Jersey that the renewal application from PV Amusements LLC is hereby approved and accepted for the year 2017.

MOVED: *Palkone*  
SECONDED: *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 12/27/16  
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 28 DAY OF Dec 2016  
\_\_\_\_\_  
MUNICIPAL CLERK, R.M.C.

R# 280-16

**RESOLUTION AUTHORIZING THE MAYOR  
TO SIGN THE NEW JERSEY INTEROPERABLE  
COMMUNICATIONS SYSTEM AGREEMENT**

**WHEREAS**, NJ Interoperable Communications Systems (NJICS) provides Long Branch with portable radios configured to operate on the Statewide 700 MHz, P-25 Trunked Radio System; and

**WHEREAS**, the agreement attached hereto, sets forth the NJICS services provided to the City and the terms and conditions under which the services are provided.

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Long Branch that they hereby authorizing the Mayor to sign the attached agreement.

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. 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 12/22/16  
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 22 DAY OF Dec 2016  
\_\_\_\_\_  
MUNICIPAL CLERK, R.M.C.

RESOLUTION 281-16

**RESOLUTION CANCELLING RESOLUTION R266-16 AND R267-16**

**ADOPTED ON DECEMBER 13, 2016**

**WHEREAS** on December 13, 2016 the City Council of the City of Long Branch adopted R266-16 cancelling 2015 and 2016 taxes by recommendation fo the Tax Assessor and also R267-16 refunding overpayment of 2016 taxes; and

**WHEREAS** those resolutions were duplicates of resolutions already listed.

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Long Branch that they hereby cancel R266-16 and R267-16 adopted at the December 13, 2016 Council meeting.

MOVED: *Palone*  
SECONDED: *Billings*

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

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, *MADEIRA* SCHEINZ, 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 *12/13/16*  
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 *13th* DAY OF *Dec* 20*16*  
MUNICIPAL CLERK, R.M.C.

R# 282-14

## RESOLUTION AUTHORIZING APPOINTMENT OF CITY AUDITOR

**WHEREAS**, the City of Long Branch is required by statute to appoint a Registered Municipal Accountant to conduct an audit of financial statements of the City for the year ending December 31, 2016, and to prepare and file the City's Annual Financial and Debt Statements with New Jersey Department of Community Affairs, Division of Local Government Services; and

**WHEREAS**, the City, through Fair and Open Process, has advertised the solicitation of proposals for said services, received and opened in public on December 13, 2016, and the following proposal was received:

**Holman, Frenia, & Allison, P.C.**

**WHEREAS**, the proposal was reviewed by the Purchasing Agent and Chief Financial Officer, and it is his recommendation that it is in the City's best interest to appoint **Robert W. Allison, CPA, RMA, as City Auditor** to perform the audit, and provide additional accounting services as may be required during the 2017 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 and Political Contribution Affidavit will serve as acknowledgement by Holman, Frenia, & Allison 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 pending approval for the **2017 Temporary Budget, Appropriation #7-01-025-212, in the amount of \$79,900.**

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Long Branch hereby appoints **Robert W. Allison, of the firm of Holman, Frenia, & Allison**, as City Auditor to conduct the audit of 2016 financial records, prepare and file the Annual Financial and Debt Statements, prepare and file the Annual Reports with NRMSIRS, and to provide additional accounting services as may be required and assigned during the contract year, in accordance with the request for proposals and contract document annexed hereto. **for an amount not to exceed \$79,900.**

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

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 12/16/16

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 16 DAY OF DEC 2016

*[Signature]*  
MUNICIPAL CLERK, R.M.C.

**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:

**CITY AUDITOR**

Said contract being made as follows:

**HOLMAN, FRENIA, & ALLISON, P.C.**

Said funds being available in the form of:

**PENDING APPROVAL OF THE 2017 TEMPORARY BUDGET APPRO. # 7-01-025-212, \$79,900.00**



Michael Martin, Chief Financial Officer

12/19/16

Date



R# 283-16

**RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A DISCHARGE OF MORTGAGE FOR MAQUELINA GUIA, AT PREMISES KNOWN AS 499 TABOR STREET IN THE CITY OF LONG BRANCH.**

**WHEREAS**, the City of Long Branch provided a mortgage in the amount of \$8,700.00 to Maquelina Guia on which was recorded on July 17, 2006 in Book OR-8578 at Page 9721; and

**WHEREAS**, said lien was made under a City of Long Branch RCA program; and

**WHEREAS**, pursuant to correspondence received from Tonya Medina, Tonya Medina, Housing Technician, of the Office of Community and Economic Development of the City of Long Branch, that Maquelina Guia has satisfied the requirements provided to them by the RCA lien and by complying with the requirements the City of Long Branch is in a position and obligated to discharge the mortgage in the amount of \$8,700.00; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the City of Long Branch, that the Mayor of the City of Long Branch be and the same hereby is authorized to execute the Discharge of Mortgages annexed hereto and made a part here of in the amount of \$8,700.00, in Book OR-8578 at Page 9721 recorded July 17, 2006.

MOVED: Pallone  
SECONDED: Billings  
AYES: 5  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0

4000.304.00550467.1

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 12/2/11/6  
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 12/2 DAY OF Dec 2011

MUNICIPAL CLERK, R.M.C.

R# 284-16

## RESOLUTION AUTHORIZING CHANGE ORDER TO CONTRACT FOR BRIGHTON AVENUE STREETScape

**WHEREAS**, City Council approved a contract to **Precise Construction, Inc.** for Brighton Avenue Streetscape an amount **not to exceed \$897,305.00**; and

**WHEREAS**, during closing work by **Precise Construction, Inc.**, it become apparent that the contract needed to be adjusted from contract quantities to as built quantities; and

**WHEREAS**, the Engineer Leon S. Avakian and Director of Public Works, contacted **Precise Construction, Inc.** the Contractor, and secured a proposal for the necessary work and recommends that it is in the City's best interest to issue a change order for said work; and

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Long Branch hereby approves Change Order #1 to the contract with **Precise Construction Inc.**, in the amount of **\$29,900.00**, amending the total contract amount to a sum **not to exceed \$927,205.00**.

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

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. 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 8/2/16

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 8th DAY OF August 2016

MUNICIPAL CLERK, R.M.C.

**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:

**BRIGHTON AVENUE STREETScape**

Said contract being made as follows:

**PRECISE CONSTRUCTION CHANGE ORDER 1 \$29,900.00**

Said funds being available in the form of:

**#C-04-123-606, \$29,900.00**

  
\_\_\_\_\_  
Michael Martin Chief Financial Officer

12/19/16  
Date

R# 285-16

### RESOLUTION AUTHORIZING CONTRACT FOR FINANCIAL ADVISORY SERVICES

**WHEREAS**, THE City of Long Branch has the need to retain the services of a firm(s) to provide financial advisory consultant services relative to the field of public finance; and

**WHEREAS**, the City, through a Fair and Open Process, has advertised on its website and newspapers the solicitation of proposals for said services, received and opened in public on December 13, 2016, and proposals were received from the following firms:

**Phoenix Advisors, LLC  
NW Financial Group  
Acacia Financial Group, Inc.**

**WHEREAS**, the qualification submissions were reviewed by the Chief Financial Officer and Purchasing Agent and it was their recommendation that it would be in the City's best interest to include the firm(s) of **Phoenix Advisors, LLC, NW Financial Group** to provide financial consulting services and award open-ended contracts for said services for the coming 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 **Phoenix Advisors, LLC, NW Financial Group** 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.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Long Branch hereby authorizes an open-ended contract(s) with **Phoenix Advisors, LLC, NW Financial Group** for financial consultant services, in accordance with the Request for Qualifications, proposal, and contract annexed hereto, for the term of January 1, 2017 through December 31, 2017.

**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 Finance and availability of funds, the Purchasing Agent is authorized to issue purchase orders for the various matters covered under this contract.

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

**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 12/27/16  
 IN WITNESS WHEREOF, I HAVE SIGNED THIS OFFICE AND DATE AT A PUBLIC MEETING HELD AT THE CITY OF LONG BRANCH, NEW JERSEY, ON 12/27/16  
*[Signature]* 16

RESOLUTION

**WHEREAS**, the City of Long Branch release the Bond for the Denise's Landing Project for Block 122 Lot 4.01 pursuant to Resolution 117-16; and

**WHEREAS**, the property owner wish to have an amendment to the Resolution of 117-16; and

**WHEREAS**, the property owner wish the Resolution to be amended to state:

*Whereas, guarantees have been posted in the above referenced project;  
and*

*WHEREAS, the project was completed, and the applicant requested return of performance guarantees; and*

*WHEREAS, the Council of the City of Long Branch, County of Monmouth, adopted Resolution 117-16 authorizing the refund of the performance bond cash and the engineering escrow and also releasing the First Indemnity Company of America Insurance Company's performance guarantees; and*

*WHEREAS, pursuant to the letter of Lisa R. DiFranza, P.C., C.M.E., THE Planning Board Engineer dated May 5, 2016 noting that once the City has approved and accepted all improvements of the project, the performance guarantee can be released and further noting that on November 4, 2013 the Board Engineer's office issued a recommendation to the City Construction Official that a Certificate of Occupancy could be issued for the project; and*

*WHEREAS, there was no further need for the performance bond after November 4, 2013; and*

*WHEREAS, the property owner has provided to the City of Long Branch a waiver and indemnification from any and all claims brought by anyone annexed hereto and made a part hereof as consideration for the City of Long Branch amending said Resolution;*

**WHEREAS**, said Resolution would be in the best interest of the citizens of the City of Long Branch; and

**NOW, THEREFORE, BE IT RESOLVED** Resolution 117-16 be amended to state:

Whereas, guarantees have been posted in the above referenced project;  
and

WHEREAS, the project was completed, and the applicant requested  
return of performance guarantees; and

WHEREAS, the Council of the City of Long Branch, County of Monmouth,  
adopted Resolution 117-16 authorizing the refund of the performance bond cash  
and the engineering escrow and also releasing the First Indemnity Company of  
America Insurance Company's performance guarantees; and

WHEREAS, pursuant to the letter of Lisa R. DiFranza, P.C., C.M.E., THE  
Planning Board Engineer dated May 5, 2016 noting that once the City has  
approved and accepted all improvements of the project, the performance  
guarantee can be released and further noting that on November 4, 2013 the  
Board Engineer's office issued a recommendation to the City Construction  
Official that a Certificate of Occupancy could be issued for the project; and

WHEREAS, there was no further need for the performance bond after  
November 4, 2013; and

WHEREAS, the property owner has provided to the City of Long Branch a  
waiver and indemnification from any and all claims brought by anyone annexed  
hereto and made a part hereof as consideration for the City of Long Branch  
amending said Resolution;

MOVED:

SECONDED:

AYES:

NAYES:

ABSENT:

ABSTAIN:

Palone  
Billings

AND ADOPTED UPON THE FOLLOWING ROLE CALL:

5

0

0

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 12/27/16

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 28 DAY OF Dec 2016

MUNICIPAL CLERK, R.M.C.

R# 288-16

**RESOLUTION  
AUTHORIZING THE DIRECTOR OF FINANCE TO CANCEL  
GRANT APPROPRIATION RESERVES AGAINST GRANTS RECEIVABLE,  
SURPLUS AND SUCH OTHER ACCOUNTS AS APPROPRIATE**

WHEREAS, the Director of Finance has informed the City Council of the need to cancel grant appropriations and grants receivable prior to year end, and

WHEREAS, the grants balances contained on the attached sheet, made a permanent part hereto, are complete and the appropriation balances no longer needed to be maintained on the books and records of the City of Long Branch, and,

WHEREAS, the Director of Finance recommends that the adjustments contained on the attached sheet be made to the books and records of the City.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Long Branch, that the adjustments, appearing on the attached sheet, being a permanent part hereto, are hereby made.

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. 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 12/2/16

THIS RESOLUTION WAS READ, I HAVE HEREBY SET MY HAND AND AFFIXED THE OFFICIAL SEAL OF THE CITY OF LONG BRANCH, MONMOUTH COUNTY, NEW JERSEY, THIS 2 DAY OF Dec 2016

MUNICIPAL CLERK, R.M.C.

Cancel Grants  
December 27th 2016

Grant year	Appropriation	Receivable	G/L
2014	UEZ Year Round Shuttle g-14-053-000	\$ 9,845.64	6-01-200-292
2015	UEZ Admin g-15-044-000	\$ 21,297.58	6-01-200-304
2015	UEZ Year Round Shuttle g-15-053-000	\$ 9,584.00	6-01-200-302
2015	UEZ Security g-15-050-000	\$ 26,513.00	6-01-200-303
2015	UEZ Promotions and Mark g-15-068-000	\$ 49,495.49	6-01-200-304
2016	Green Acres Grant g-16-069-000	\$ 312,000.00	6-01-200-307
		<u>\$ 428,735.71</u>	
			<u>\$ 428,735.71</u>



R# 289-16

**RESOLUTION ACCEPTING DONATION OF A POOL TABLE, FROM  
ROSEMARY LACOVARA TO BE USED BY THE RECREATION  
DEPARTMENT**

**BE IT RESOLVED** by the City Council of the City of Long Branch that they hereby accept the donation of Pool Table valued at \$5,000.00 from Rosemary Lacovara, to be used by the Recreation Department.

**BE IT FURTHER RESOLVED**, that the Comptroller shall be notified to place the Pool Table on the City's fixed asset inventory list.

MOVED:  
SECONDED:

*Pallone*  
*Billings*

AYES: 5  
NAYS: 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 APPROVED BY THE CITY COUNCIL ON A  
MINUTE MEETING DATE OF 12/27/16  
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 28th DAY OF Dec 2016  
MUNICIPAL CLERK, R.M.C.



# POOL TABLE SERVICE

RELOCATE • SERVICE • REPAIR • ARCADE GAME SALES

201-538-5428 | www.njnypooltableservice.com

Name Rosemary Lacovara

Address 110 W Renaissance Blvd  
Farmingdale, NJ 07737

Date 12-3-2016 Phone 914-954-1092

Description	Amount
Custom built 9' slate Pool Table	
w/ Mahogany and Maple with epoxy accents w/ leather drop pockets	
Came in, felted, evaluated	
6	
\$5000 <sup>00</sup>	
* Great Condition	

Tax	
Total	

Thank you for your business.

Signature [Handwritten Signature]

FULLY INSURED

R# 290-16

**RESOLUTION TO REFUND  
OVERPAYMENT OF  
2016 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 2016 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 2016 taxes in the amount of \$8,147.01.

BLOCK	LOT	OWNER	AMOUNT
98	11	Jeffrey Ellias Frankel 603 Woodgate Avenue Long Branch, NJ 07740	2,305.64
297.01	16	Todd Ruoff 4 Betsy Ross Court East Brunswick, NJ 08816	4,584.82
453	13	Valley National Bank c/o CoreLogic Account of: More, Patrick & Manfre, Josephine Attn: Refund Dept. PO Box 961250 Fort Worth, TX 76161-9858	716.63
474	6	Shara Albans 57 Columbia Avenue Long Branch, NJ 07740	539.92

OFFERED: Palone  
 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 12/14/16

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 14 DAY OF Dec 2016

MUNICIPAL CLERK, R.M.C.

R# 29-16

**RESOLUTION AUTHORIZING  
THE CANCELATION OF TAX OVERPAYMENTS  
OR DELINQUENT AMOUNTS LESS THAN \$10.00**

**WHEREAS**, NJSA 40A:5-17 permits the cancelation of property tax overpayments or delinquencies in the amounts of less than \$10.00; and,

**WHEREAS**, the City Council of the City of Long Branch may authorize the Tax Collector to process, without further action on their part, any cancellation of property tax overpayments or delinquencies of less than \$10.00.

**NOW, THEREFORE BE IT RESOLVED** by the City Council of the City of Long Branch, County of Monmouth, State of New Jersey, that the Tax Collector has the authority to cancel said tax amounts as deemed necessary.

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 THIS TO BE A TRUE, COMPLETE AND CORRECT COPY OF  
RESOLUTION ADOPTED BY THE CITY COUNCIL OF THE  
REGULAR MEETING HELD ON 12/27/14  
IN WITNESS WHEREOF, I HAVE SET  
MY HAND AND AFFIXED THE OFFICIAL SEAL OF THE  
CITY OF LONG BRANCH, MONMOUTH COUNTY, NEW  
JERSEY THIS 28th DAY OF Dec 2014  
MUNICIPAL CLERK

R# 292-16

**RESOLUTION AUTHORIZING  
CITY OF LONG BRANCH  
TO CHARGE FEE FOR A  
DUPLICATE TAX SALE CERTIFICATE**

**BE IT RESOLVED**, by the City Council of the City of Long Branch that pursuant to NJSA 54:5-52.1 a service charge of \$100.00 be charged for each duplicate tax sale certificate that has been either destroyed or lost and to be effective January 1, 2017.

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. SCHIEL, 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, IN A  
REGULAR MEETING HELD ON 10/20/16  
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 20th DAY OF October 2016  
MUNICIPAL CLERK, R.M.C.

R# 293-16

**RESOLUTION SETTING FORTH  
RATE OF INTEREST TO BE  
CHARGED ON DELINQUENT TAXES FOR 2017**

**WHEREAS**, NJSA 54:4-66 & 67 provide that taxes for municipalities operating under the calendar fiscal year shall be payable the first installment as hereinafter provided on February 1, the second installment on May 1, the third installment on August 1, and the fourth installment on November 1, after which dates if unpaid, they shall become delinquent and remain delinquent until such time as all unpaid taxes, including taxes and other liens subsequently due and unpaid, together with interest have been fully paid and satisfied, and,

**WHEREAS**, NJSA 54:4-67 provides that no interest shall be charged if payment of any installment is made within the tenth calendar day following the date upon which the same became payable, and,

**WHEREAS**, NJSA 54:4-67 provides that "Delinquency" means the sum of all taxes and municipal charges due on a given parcel of property covering any number of quarters or years, and,

**WHEREAS**, NJSA 54:5-6 provides that taxes are a **continuous** lien and all subsequent taxes, interest, penalties and costs of collection which are imposed or accrue are added to the lien and become part of it, and,

**NOW THEREFORE BE IT RESOLVED**, that upon the recommendation of the City of Long Branch, Tax Collector, Carla Tomas, interest at the rate of 8% per annum be charged on the first \$1,500.00 of the delinquency and 18% per annum on any amount in excess of \$1,500.00 be charged, to be calculated from the date the tax was payable until the date that actual payment to the tax collector is made and,

**BE IT FURTHER RESOLVED**, that in addition to the interest provided above, on all delinquencies in excess of \$10,000.00 and which are not paid prior to the end of the fiscal year, the Tax Collector shall fix a 6% year end penalty, to become effective January 1, 2017.

OFFERED: Fallone  
SECOND: Billings  
YES: 5  
NAYES: 0  
ABSENT: 0  
ABSTAIN: 0

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, KAREY 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 12/11/10  
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 28th DAY OF Dec 2010  
MUNICIPAL CLERK, R.M.C.



R# 294-16

**RESOLUTION ESTABLISHING A YEAR END  
PENALTY OF SIX (6%) PER CENT TO  
BE CHARGED ON DECEMBER 31st OF EACH YEAR  
ON DELINQUENCIES IN EXCESS OF \$10,000.00**

WHEREAS, NJSA 54:4-67 permits the governing body of each municipality to fix the rate of interest to be charged for non-payment of taxes or assessments subject to any abatement of discount for the late payment of taxes as provided by law; and

WHEREAS, NJSA 54:4-67 permits the governing body to fix a penalty of 6% to be charged to a taxpayer with a delinquency in excess of \$10,000.00 who fails to pay that delinquency prior to the end of the fiscal year. The penalty so fixed shall not exceed 6% of the amount of the delinquency with respect to each most recent fiscal year only.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Long Branch that the Tax Collector has the authority to fix a 6% year end penalty to all delinquencies in excess of \$10,000.00 that have not been paid prior to the end of the fiscal year and, to become effective immediately.

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

STATE OF NEW JERSEY  
COUNTY OF MONMOUTH  
CITY OF LONG BRANCH  
I, NILEY L. SOMMER, 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 6/21/10  
BY WHOLESALE AGREEMENT, I HAVE HERETO SET  
HEREON AND HEREIN THE OFFICIAL SEAL OF THE  
CITY OF LONG BRANCH, MONMOUTH COUNTY, NEW  
JERSEY THIS 21 DAY OF June 2010  
MUNICIPAL CLERK, R.M.C.

R# 295-16

**RESOLUTION ESTABLISHING A YEAR END  
PENALTY OF SIX (6%) PER CENT TO  
BE CHARGED ON THIRD PARTY LIENS  
ON DECEMBER 31<sup>ST</sup> OF EACH YEAR  
WHEN THE AMOUNT PAID BY THE LIEN HOLDER  
IS IN EXCESS OF \$10,000.00**

**WHEREAS**, NJSA 54:4-67 permits the governing body of each municipality to fix the rate of interest to be charged for non-payment of taxes or assessments subject to any abatement of discount for the late payment of taxes as provided by law; and

**WHEREAS**, NJSA 54:4-67 has been amended to permit the fixing of said rate of 8% per annum on the first \$1,500.00 of the delinquency and 18% per annum on any amount in excess of \$1,500.00 and allows an additional penalty of 6% to be collected against a delinquency in excess of \$10,000.00 on property that fails to pay the delinquency prior to the end of the calendar year.

**WHEREAS**, NJSA 54:4-67 permits the governing body to fix a penalty of 6% to be charged to a taxpayer with a delinquency in excess of \$10,000.00 who fails to pay that delinquency prior to the end of the fiscal year. If any fiscal year delinquency in excess of \$10,000.00 is paid by the third party lien holder of an outstanding tax sale certificate the holder or purchaser shall be entitled to receive the amount of the penalty as part of the amount required to redeem such certificate of sale providing the payment is made by the tax lien holder prior to the end of the fiscal year. If the holder of the outstanding tax sale certificate does not make the payment in full prior to the end of the fiscal year, then the holder or purchaser shall be entitled to a pro rata share of the delinquency penalty upon redemption and the balance of the penalty shall inure to the benefit of the municipality. The penalty so fixed shall not exceed 6% of the amount of the delinquency with respect to each most recent fiscal year only.

**NOW, THEREFORE BE IT RESOLVED** by the City Council of the City of Long Branch that the Tax Collector has the authority to fix a 6% year end penalty to all third party tax sale certificates in excess of \$10,000.00 that have been paid in full by the lien holder prior to the end of the fiscal year and if not paid in full the lien holder shall be entitled to a pro rata share of the delinquency penalty upon redemption and the balance of the penalty shall be inure to the benefit of the municipality for the 2016 tax year and to become effective on January 1, 2017.

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 2/27/10  
 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 27th DAY OF Feb 2010  
 \_\_\_\_\_  
 MUNICIPAL CLERK, R.M.C.

R# 296-14

**RESOLUTION AUTHORIZING  
CITY OF LONG BRANCH  
TO CHARGE A FEE  
FOR RETURNED CHECKS**

BE IT RESOLVED, by the City Council of the City of Long Branch that pursuant to NJSA 40:5-18 a service charge of \$20.00 be charged for each returned check, used to make any payment to the City of Long Branch, for insufficient funds and to become effective January 1, 2017.

OFFERED: Pallone  
SECOND: Billings  
YES: 5  
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 12/7/16  
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 Dec 2016  
MUNICIPAL CLERK, R.M.C.

R# 297-16

**RESOLUTION TO APPOINT  
TAX SEARCH OFFICER  
FOR 2017**

BE IT RESOLVED, by the City Council of the City of Long Branch, that Carla Tomas, the Tax Collector of the City of Long Branch, be and hereby is designated as the Tax Search Officer of the City to make and certify Certificates of Searches of the Municipal Liens, as may be required under and by virtue of NJSA 54:5-11 and to make and certify Certificates of Searches of the Municipal Improvements, as may be required under and by virtue of NJSA 54:5-18.1 et. seq. and to become effective January 1, 2017.

OFFERED: Pallone  
SECOND: Billings  
YES: 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 5/27/16  
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 27 DAY OF May 2016  
\_\_\_\_\_  
MUNICIPAL CLERK, R.M.C.

R# 298-16

**RESOLUTION AUTHORIZING  
THE TAX COLLECTOR TO  
CONDUCT A TAX LIEN SALE**

**WHEREAS**, there remains on the records of the City of Long Branch delinquent taxes, sewer service charges and other municipal charges owing as of December 31, 2016 and,

**WHEREAS**, the statutes of the State of New Jersey, expressly NJSA 54:5 et seq., provide for the enforcement and collection of such delinquencies through a tax lien sale and,

**WHEREAS**, the Tax Collector is empowered by statute to conduct and preside over the sale of liens and,

**NOW THEREFORE BE IT RESOLVED**, by the City Council of the City of Long Branch, a Municipal Corporation of the State of New Jersey, that the Tax Collector is authorized to conduct a tax lien sale for 2016 delinquent taxes, sewer service charges and other municipal charges on or before December 31, 2017 and to become effective January 1, 2017.

OFFERED: Palone  
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 12/16/16  
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 16th DAY OF December, 2016  
MUNICIPAL CLERK, E.M.C.

R# 299-16

**RESOLUTION AUTHORIZING  
CITY OF LONG BRANCH  
TO CHARGE TAX SALE COSTS  
FOR PREPARING AND ADVERTISING TAX SALE LIST**

**BE IT RESOLVED**, by the City Council of the City of Long Branch that pursuant NJSA 54:5-38 the office of the Tax Collector is to charge a tax sale cost fee of 2% of the amount listed for sale but not less than \$15.00 and not more than \$100.00 dollars for each tax sale item that appears on the Tax Sale List 50 (fifty) days prior to the date of the Tax Sale. The fee is to be charged on all tax sale items that are paid in full prior to the tax sale to become effective January 1, 2017.

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. SCHELEZ, 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 10/21/16  
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 21 DAY OF October 2016  
\_\_\_\_\_  
MUNICIPAL CLERK, K.M.C.

R# 300-16

RESOLUTION  
2016 BUDGET APPROPRIATION TRANSFERS

WHEREAS N.J.S.A. 40A: 4-58 states "Should it become necessary, during the last 2 months of the fiscal year, to expend for any of the purposes specified in the budget an Amount in excess of the respective sums appropriated therefor and there shall be an excess in any appropriations over and above the amount deemed to be necessary to fulfill the purpose of such appropriation, the governing body may, by resolution setting forth the facts, adopted by not less than 2/3 vote of the full membership thereof, transfer the amount of such excess to those appropriations deemed to be insufficient"; and,

WHEREAS the Chief Financial Officer has recommended that the following transfers, being in compliance with N.J.S.A. 40A: 4-58, be made.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Long Branch, County of Monmouth, (not less than 2/3 of the full membership concurring affirmatively), that the budget transfers, attached and made a permanent part of this resolution, are hereby made and approved.

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 12/16/16  
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 28 DAY OF Dec 2016  
\_\_\_\_\_  
MUNICIPAL CLERK, R.E.C.



<u>Account Name</u>	<u>Account Number</u>	<u>TO</u>	<u>FROM</u>
Department of Administration Office of the Mayor	S/W 6-01-011-101	\$ 4,000.00	
Department of Public Works Office of the Director	S/W 6-01-051-101	\$ 10,000.00	
Division of Public Facilities	S/W 6-01-055-101	\$ 40,000.00	
Department of Public Safety/ Director Office of the Director	S/W 6-01-061-101	\$ 2,000.00	
Department of Public Safety Division of Police	O/E 6-01-062-309	\$ 48,000.00	
Department of Recreation Office of the Director	S/W 6-01-081-101	\$ 10,000.00	
Electric Utilities	O/E 6-01-102-502	\$ 36,000.00	
Employee Group Plans Health Benefits	O/E 6-01-033-555		\$ 70,000.00
Department of Health	S/W 6-01-071-101		\$ 20,000.00
Gasoline	O/E 6-01-112-502		\$ 60,000.00
		<u>\$ 150,000.00</u>	<u>\$ 150,000.00</u>

R# 301-16

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: Palone

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

12/27/14

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 28 day of Dec, 2016

  
Kathy L. Schmelz, RMC  
City Clerk

**PUBLIC NOTICE**

Notice is hereby given that the following bills will be submitted for payment approval as of December 27, 2016. The original bills are on file in the Office of the Director of Finance of the City of Long Branch between the hours of 8:30 A.M. and 4:30 P.M. Monday through Friday.

A & A Truck Parts	Vehicle Parts - DPW	200.00	
A&K Equipment Inc.	Snow Plow Parts - DPW	3,999.00	
A. C. Moore	Supplies for Bazaar Party - Senior Affairs	290.71	
Alexander Kelly	Cell Phone Allowance - 4th Qtr. 2016	120.00	
Allied Diesel Service, Inc.	Vehicle Parts - Sanitization	42.12	Pmt. #5
Ansell, Grimm & Aaron	Professional Services - General Legal, Litigation, Redevelopment, Tax Appeals & Retainer - November 2016	27,347.97	*
AT&T	Telephone - Various Departments - Bills Dated 11/21 - 12/1/16	887.06	*
Atlantic Engine Co.	2016 Rental Fee - Fire	5,350.00	
Atlantic Plumbing Supply Corp.	Miscellaneous Plumbing Parts & Supplies - Various Departments	113.24	
Auto Parts	Miscellaneous Auto Parts & Equipment - Various Departments	10,958.63	
AW Direct Inc.	Vehicle Parts & Supplies - DPW	166.83	
B. Keith Controls, Inc.	Light Bulbs - Public Facilities	53.70	
Barbara Davis	Refund - Overpayment of Taxes - Reso. #267-16	150.00	
Batteries & Bulbs	Batteries - Various Departments	38.85	
Battery Mart	Battery Supply - Purchasing	367.18	
Bob Viersma & Sons, Inc.	Aeration of Baseball Outfield - Manahasset Creek Park - Parks	1,250.00	
Branchport Hose Co.	2016 Rental Fee - Fire	5,350.00	
Buhler & Bitter, Inc.	Vehicle Parts - DPW	48.80	
Builder's General Supply Co.	Materials for Storage Container - Construction	790.23	
Bullet Lock & Safe Co, Inc.	Locks & Keys - Various Departments	329.80	
Cablevision Lightpath, Inc.	Monthly Dark Fiber Lease - December 2016	1,500.00	*
Carl F. Jennings	Cell Phone Allowance - 4th Qtr. 2016	120.00	
Carl Turner	Expense Reimbursement - League of Municipalities Convention	134.49	*
Carrot Top Industries	Cemetery Marking Flags - Administration	120.10	
Central Jersey Equipment	Vehicle Parts & Repair - DPW	240.92	
Central Jersey Registrar's Association	Winter Luncheon Fees - T. Brown & L. Guia - Health	50.00	
Circle Chevrolet	Vehicle Parts - DPW	599.21	
City of Long Branch Clearing Account	To Reimburse Clearing Account	231,900.90	
City of Long Branch Clearing Account	To Reimburse Clearing Account	64,374.84	*
City of Long Branch Clearing Account	To Reimburse Clearing Account	99,681.14	*
City of Long Branch Clearing Account	To Reimburse Clearing Account - Payroll Dated 12/16/16	921,311.52	*
City of Long Branch Payroll Agency Account	DCRP Employer Match - December 2016	461.58	*
City of Long Branch Payroll Agency Account	Payroll Dated 12/16/16	885,946.00	*
City of Long Branch Payroll Agency Account	Payroll Dated 12/16/16 - FICA/Medicare	35,365.52	*
Comcast	Internet Provider - Administration - November 2016	11.97	*
Cooper Electric Supply Co.	Lights - Public Facilities	243.58	
Cristina N. Lipski	Spanish Interpreter - October - November 2016	960.00	
Danna Kawut	Cell Phone Allowance - 4th Qtr. 2016	120.00	
Danna Kawut	Mileage Reimbursement - League of Municipalities Convention	101.51	*
David Spaulding	Cell Phone Allowance - 4th Qtr. 2016	120.00	*

\* DENOTES PREPAY

\*\* SUBJECT TO COMPLETION OF PAYMENT PACKAGE

David Spaulding	Cell Phone Allowance - 4th Qtr. 2016	120.00
David Spaulding	Mileage Reimbursement - League of Municipalities Convention	122.57
Diamond M. Lumber Co.	Lumber/Materials for Storage Container - Construction	1,645.52
Eltheron Engine Company	2016 Rental Fee - Fire	5,350.00
EZ Pass New Jersey	Account Replenishment - DPW	400.00
F&C Automotive Supply	Vehicle Parts - DPW	314.22
Feastenal Company	Bolts for Snow Plows - DPW	35.55
Federal Cleaning Contractors	Monthly Window Cleaning - November 2016 - Recreation	25.00
Fire Line Equipment LLC	Vehicle Parts - Fire	179.92
Flowers by Vanbrunt	Veterans Day Flowers - Various Departments	1,020.00
Foley Incorporated	Vehicle Repairs - DPW	2,633.70
Freehold Dodge, Inc	Vehicle Parts - DPW	2,169.68
Gannett Satellite Information Network, Inc.	Monthly Legal Ads - City Clerk - October 2016	1,552.80
General Code Publishers	Supplement Project - City Clerk	692.07
General Linen & Paper Supply	Janitorial Supplies - Public Facilities	196.75
Green Office, LLC	Paper Shredding Service - Various Departments	425.00
Greenbaum, Rowe, Smith & Davis	Professional Services - City of Long Branch vs. Alfred Cistaro - September - October 2016	4,361.58
Greenbaum, Rowe, Smith & Davis	Professional Services - Tibouren Capital, LLC - October 2016	1,950.00
Hilsen Pest Control, LLC	Pest Control - Various Departments	Pmt. #1
Home Depot	Miscellaneous Supplies, Materials & Tools - Various Departments	Pmt. #1
J Ford Electric	Brighton Ave & Westwood Ave Signal Repair - Police	2,036.82
Jacob & Shirley Tambor	Refund - Overpayment of Taxes - Reso. #267-16	236.00
Jacob L. Jones	Cell Phone Allowance - 4th Qtr. 2016	2,595.52
JAMM Printing	Office Supplies & Materials - Purchasing	120.00
JCP&L	Electric - Various Departments - Bills Dated 10/20 - 12/2/16	51.00
Jersey Elevator Co, Inc.	Elevator Maintenance - City Hall Building - December 2016	41,189.40
Jersey Shore Powersports	Vehicle Supplies - Conservation	182.24
John's Auto & Truck Repair	Towing Service - DPW	129.49
Joseph Fazio - Wall, LLC	Various Supplies & Materials - DPW	100.00
JPC Enterprises, Inc.	Janitorial Supplies - Public Facilities	285.09
Keppel Water	Cooler Rental - Administration - November 2016	710.65
Konica Minolta	Copier Agreement - Various Departments - November 2016	10.00
Lukoil	Gasoline for Police Motorcycles - November 2016	3,208.78
Maaco Auto Painting & Body Works Centers	Paint - 1986 Chevy Pickup - DPW	80.75
Maria S. Febles	Spanish Interpreter - October - November 2016	1,000.00
Maser Consulting PA	Professional Services - Long Branch Zoning Map - May - October 2016	990.00
McManimon, Scotland & Baumann, LLC	Professional Services - Washington Manor - October 2016	6,110.00
MGL Printing Solutions	2017 Dog Tags - Health	1,364.72
Monmouth County Police Academy	Police Course - J. Evangelho - Police	369.00
Monmouth Truck Equipment Acquisition, LLC	Snow Removal Equipment - DPW	25.00
Mr. John	Port-A-John Rentals - Various Departments - October 2016	239.00
Neptune Fire House	2016 Rental Fee - Fire	368.58
New Jersey American Water Co.	Water - Various Departments - Bills Dated 10/26 - 11/23/16	5,350.00
New Jersey Turfgrass	Registration for Green Expo 2016 - F. Ravaschiere - Parks	17,307.96
Noize Garage Door	Door Repair - Tax Assessor's Office	175.00
Oliver Byron Engine Co.	Janitorial Supplies - Public Facilities	100.00
Omaha Standard Inc.	2016 Rental Fee - Fire	182.00
Orilia Silva	Vehicle Parts - DPW	5,350.00
Flosia Cohen LLC	Portuguese Interpreter - October - November 2016 - Court	585.69
Provanage LLC	Professional Services - General Labor Matters - October - November 2016	1,080.00
	Computer Equipment & Supplies - Construction	27,181.50
		Pmt. #4
		1,434.00

\* DENOTES PREPAY

\*\* SUBJECT TO COMPLETION OF PAYMENT PACKAGE

Raul Sanchez	896.29	
Red the Uniform Tailor	347.00	
Republic Services of NJ	5,919.82	Pmt. #19
Riggins Incorporated	19,121.52	
Safeite Fulfillment, Inc.	245.90	
Saker Shoprites, Inc.	391.92	
Salvatore Merkel	120.00	
Santo Gighia	3,479.51	
Seaboard Welding Supply Inc.	478.00	
Sharp Electronics Corp.	211.66	
SHI International Corp.	3,219.23	
Siperstein's	7.22	
Sitc One Landscape Supply	171.66	
Smith Brothers Services LLC	726.29	
Specialized Landscaping, LLC	2,200.00	
Supplies Master Inc.	15.49	
Taylor's Towing	900.00	
Teresa Giordano	120.00	
Thompson Design Group	4,768.30	Pmt. #3
Treasurer, County of Monmouth	76,106.24	
Treasurer, State of New Jersey	50.00	
United Parcel Service	33.90	
United Parcel Service	28.88	Pmt. #4
Vantage Point Real Estate	17,071.07	Pmt. #1
Vantage Point Real Estate	5,945.00	Pmt. #4-5
Verizon	5,612.86	
Vivian Penta	1,285.51	
W.B. Mason Co, Inc.	1,570.32	
West End Engine Co.	5,350.00	
William Bahamonde	16.85	
William Bahamonde	160.84	
Windstream	2,234.36	
Zipp, Tannenbaum & Caccavelli	41,505.51	

**TOTAL CURRENT**

**2,646,718.10**

City of Long Branch Clearing Account  
City of Long Branch Clearing Account  
Jersey Shore Powersports  
Konica Minolta  
Motorola Solutions, Inc.  
Vantage Point Real Estate

To Reimburse Clearing Account  
To Reimburse Clearing Account  
Floor Mats for Honda  
IT Equipment and Computer Infrastructure  
Police Radio Upgrade - 9/6/2016  
Professional Services - Pier Design - November 2016

525,818.13  
34,350.00  
189.90  
34,350.00  
179,113.60  
12,245.00  
Pmt. #1  
Pmt. #5

**TOTAL CAPITAL**

**786,066.63**

Auto Parts  
City of Long Branch Clearing Account

Miscellaneous Auto Parts & Equipment - Animal Control  
To Reimburse Clearing Account

35.98  
807.17

\*\* SUBJECT TO COMPLETION OF PAYMENT PACKAGE

\* DENOTES PREPAY

\* 42.00  
 \* 5,683.20  
 \* 5,296.82  
 \* 386.38  
 \* 710.00 Pmt. #10  
 \* 120.00  
 \* 5,300.00 Pmt. #10, 15  
 \* 42.00

**18,423.55**

\* 6,910.42  
 \* 360.04  
 \* 5,767.58  
 \* 5,350.80  
 \* 416.78  
 \* 488.82  
 \* 134.76  
 \* 1,187.71  
 \* 256.08  
 \* 378.81  
 \* 301.38  
 \* 225.28

**21,778.46**

\* 200.00  
 \* 325.00 Pmt. #5  
 \* 8,615.80  
 \* 49,898.24  
 \* 71,200.24  
 \* 23,669.98  
 \* 23,228.07  
 \* 441.91  
 \* 2,888.50  
 \* 600.00  
 \* 9,600.00  
 \* 1,395.00  
 \* 4,050.00 Pmt. #1  
 \* 2,175.00 Pmt. #1  
 \* 2,325.00 Pmt. #1  
 \* 2,700.00 Pmt. #1-3  
 \* 200.00  
 \* 252.03  
 \* 200.00  
 \* 2,892.50 Pmt. #9  
 \* 3,500.00 Pmt. #2

To Reimburse Clearing Account  
 To Reimburse Clearing Account - Payroll Dated 12/16/16  
 Payroll Dated 12/16/16  
 Payroll Dated 12/16/16 - FICA/Medicare  
 Animal Shelter Services - November 2016  
 Cell Phone Allowance - 4th Qtr. 2016  
 Animal Shelter Services - October 2016  
 Animal Control License Fees - November 2016

To Reimburse Clearing Account  
 To Reimburse Clearing Account  
 To Reimburse Clearing Account - Payroll Dated 12/16/16  
 Payroll Dated 12/16/16  
 Payroll Dated 12/16/16 - FICA/Medicare  
 Miscellaneous Supplies, Materials & Tools - Various Departments  
 Expense Reimbursement - League of Municipalities Convention  
 Holiday Gifts for Seniors - Community Development  
 Copier Agreement - Community Development - November 2016  
 Port-A-John Rentals - Community Development - October 2016  
 CDBG Job Training Expense - Community Development  
 Expense Reimbursement - League of Municipalities Convention

City of Long Branch Clearing Account  
 City of Long Branch Clearing Account  
 City of Long Branch Payroll Agency Account  
 City of Long Branch Payroll Agency Account  
 Long Branch Animal Hospital  
 Michael Kern  
 Monmouth County SPCA  
 NJ Department of Health and Senior Services

**TOTAL ANIMAL CONTROL**

City of Long Branch Clearing Account  
 City of Long Branch Clearing Account  
 City of Long Branch Clearing Account  
 City of Long Branch Payroll Agency Account  
 City of Long Branch Payroll Agency Account  
 Home Depot  
 Jacob L. Jones  
 K-Mart  
 Konica Minolta  
 Mr. John  
 Robert R. Goodman  
 Robert R. Goodman

**TOTAL HUD**

Amber I Abelar, Esq.  
 Ansell, Grimm & Aaron  
 City of Long Branch Clearing Account  
 City of Long Branch Clearing Account  
 City of Long Branch Clearing Account  
 City of Long Branch Clearing Account  
 City of Long Branch Payroll Agency Account  
 City of Long Branch Payroll Agency Account  
 Cranmer Engineering  
 DSHC Enterprises LLC  
 FWD/SL & Associates LP  
 Good Sports  
 Greenbaum, Rowe & Smith  
 Greenbaum, Rowe & Smith  
 Greenbaum, Rowe & Smith  
 Greenbaum, Rowe & Smith  
 Joy T. O'Donnell  
 Home Depot  
 Joy Anderson Esq.  
 McManimon, Scotland, Braumann  
 Meadowlink

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

Monmouth Wire Computer  
 MTAG Cust FIG Cap Inv NJ13 LLC  
 Scott Jakubowski  
 Thompson Design Group  
 Trystone Capital Assets, LLC  
 US Bank Cust BV Trst 2015-1  
 USB Cust PC6 Sterling National  
 Usbank Cust PC5 Sterling Natl  
 Vantage Point Real Estate

Computer/Electronic Scrap - November 2016  
 Tax Sale Premiums  
 Refund - Escrow Fund Balance - Reso. #272-16  
 Professional Services - Urgo Redevelopment - May 2016  
 Tax Sale Premiums  
 Tax Sale Premium  
 Tax Sale Premium  
 Tax Sale Premiums  
 Professional Services - Urgo Redevelopment - September - November 2016

\* 1,000.00  
 \* 67,000.00  
 \* 250.24  
 \* 6,588.81 Pmt. #1  
 \* 3,700.00  
 \* 100.00  
 \* 700.00  
 \* 2,400.00  
 \* 18,584.43 Pmt. #3-5

**TOTAL TRUST OTHER**

**310,680.75**

\* DENOTES PREPAY

\*\* SUBJECT TO COMPLETION OF PAYMENT PACKAGE

RESOLUTION 2016 302-16

**RESOLUTION CONDITIONALLY-DESIGNATING LONG BRANCH PARTNERS, LLC AS REDEVELOPER  
AND AUTHORIZING THE REDEVELOPMENT COMMITTEE TO PURSUE COLLABORATIVE PROJECT  
DESIGN DEVELOPMENT AND THE NEGOTIATION OF A REDEVELOPMENT AGREEMENT**

**WHEREAS**, pursuant to N.J.S.A. 40A:12A-6(b)(5) of the Local Development and Housing Law, N.J.S.A. 40A:12A-1 et seq. ("LRHL"), the Mayor and Council adopted a Resolution duly designating an area in the City as an area in need of redevelopment ("Redevelopment Area") as defined by N.J.S.A. 40A:12A-3 and 5(a)-(h); and

**WHEREAS**, on May 14, 1996, the Mayor and Council enacted Ordinance No. 15-96 adopting the Oceanfront-Broadway Redevelopment Plan ("Redevelopment Plan") for the designated Redevelopment Area; and

**WHEREAS**, the Mayor and Council serves as an instrumentality and agency of the City as the "redevelopment entity" pursuant to the LRHL for the purpose of implementing redevelopment plans and carrying out redevelopment projects within the City ("Redevelopment Committee"); and

**WHEREAS**, on or about June 20, 2014, (and as supplemented from time to time thereafter) Long Branch Partners, LLC ("LBP"), an affiliate of Diversified Realty Advisers, LLC ("Diversified"), submitted a request for Qualifications (RFQ) outlining its experience and qualifications as a candidate to redevelop a portion of the Lower Broadway Corridor Sector of the Redevelopment Area and submitted a Request for Proposal (RFP), outlining a concept for such proposed development (the "Proposed Project") of the following properties in the Redevelopment Area: block 274, lot 1; block 282, lot 1.02; block 283, lots 1-7 and 10-21; block 284, lots 1-3, 4.01 and 4.02 and 5-7; block 311, lots 1-19, 20.01 and 20.02 and 21-29 (the "Properties"); and

**WHEREAS**, the Redevelopment Design Review Committee (the "DRC") and City financial consultants have been engaged in discussions with LBP concerning the RFO and RFP and have been discussing details and revisions to the Proposed Project and other issues concerning the Properties; and

**WHEREAS**, the development of the Properties is subject to the requirements of the Redevelopment Plan, the Design Guidelines Handbook I, outlining the development standards for the Redevelopment Area generally, and Design Guideline Handbook 7, outlining the development standards specifically for the Broadway Sector ("Design Guidelines"); and

**WHEREAS**, except for block 311 lots 4, 6, 21 and 22 which are currently owned by the City, LBP is the owner of the Properties and there are certain issues concerning the condition of some of the structures on the Properties; and



**WHEREAS**, while the DRC continues to review, consider and refine the Proposed Project for the development of the Property, the City wishes to take action to facilitate continued discussion and negotiation with LBP and take steps to address the issues concerning the blighted structures at the Properties and take affirmative steps along with LBP to further advance and expedite a potential redevelopment of the Properties; and

**WHEREAS**, LBP previously submitted and the City approved the selection of third-party financial /project feasibility consultants willing and able to perform the required services; and

**WHEREAS**, based upon its consideration of the above, the Council has determined to conditionally-designate LBP as a redeveloper for the Properties, subject to further review, analysis and refinement of LBP's plans to construct and finance the Proposed Project, devising a schedule and plan to address the issues concerning the condition of some of the structures on the project concerning the Properties ;and

**WHEREAS**, the City of Long Branch have filed complaints and the Long Branch Partners have filed counterclaims to those complaints in Docket No.'s MON-C-153-15 and SWC-F-33103-15, which are presently pending before the Superior Court Chancery Division of Monmouth County before the Honorable Patricia D. Cleary; and

**WHEREAS**, the adoption of this resolution is to resolve without prejudice the above referenced matters.

**NOW, THEREFORE BE IT RESOLVED** by the Council of the City of Long Branch, as provided under the LRHL, that Long Branch Partners, LLC, is hereby conditionally-designated as a redeveloper for the Properties, subject to LBP timely complying with each of the following conditions, commencing from the date of adoption of this Resolution:

1. Within fifteen (15) days, LBP shall post an escrow in the amount of \$50,000, as required pursuant to City Code §345-94(E)(3) and maintain and replenish such escrow as needed during the term of this conditional-designation.
2. Within fifteen (15) days, LBP shall submit for City approval the scope of work that would be undertaken by the third-party project feasibility consultant(s) retained by LBP, including a sketch plan reflecting a market-supportable development program, the desired phasing plan, and an Excel financial pro forma spreadsheet analysis of the proposed project detailing sources and uses of development funds.
3. Within twenty-one (21) days, LBP shall provide the City with written notice that LBP has entered into a professional service agreement with the selected third-party financial/project feasibility consultant(s).
4. LBP shall complete the demolition phasing schedule annexed hereto and made a part hereof as Exhibit A for the lots and blocks referenced therein as previously agreed for demolition with the City of Long Branch through its Code Enforcement

officer and acting Business Administrator, Mr. Kevin Hayes. LBP agrees to demolish the 22 remaining structures within 180 days from the date of adoption of this resolution. It is further understood that the order of scheduled demolition may be changed based on field conditions, utility cut-offs and various approvals within the 180-day time limit.

5. Within thirty (30) days of the City's approval as set forth in Paragraph 3 above, the City and LBP shall endorse a preferred project concept, so the details can be analyzed by LBP's project feasibility consultants. The City at its discretion shall grant an extension if warranted in order to reach a consensus on the preferred project concept. Within sixty (60) days of the City's approval as set forth above, LBP shall present the findings of the project feasibility consultant(s) and shall demonstrate to the City's reasonable satisfaction what, if any, public financial assistance and/or regulatory changes would be necessary to implement the Proposed Project and phasing thereof.
6. Within fifteen (15) days of receipt of such consultant(s) findings as provided in Paragraph 5 above, the City will provide its initial responses to the consultant's findings, which shall serve as the basis, along with the consultant's findings, for further discussion between the parties and for refinement of details of the Proposed Project. The parties agree to pursue collaborative discussion of refinement of the details of the Proposed Project based upon the City's initial responses to the consultant's findings for a period of sixty (60) days, after which time the parties will either mutually reach agreement upon a plan for the Proposed Project and proceed to negotiate a redevelopment agreement, or terminate such discussions and negotiations.
7. Within ten (10) days of the execution and passage of this Resolution, Long Branch and LBP shall submit to the Superior Court Chancery Division of Monmouth County, Dismissals without Prejudice of the pending actions under Docket No.'s MON-C-153-15 and SWC-F-33103-15 with the appropriate tolling agreement to preserve all parties rights in the event of reinstatement and to recognize the validity of all orders entered in the within matters to date.
8. In the event that the parties reach agreement to move forward with a plan for the Proposed Project and proceed with negotiation of a redevelopment agreement, such redevelopment agreement shall include, as material terms thereof, that within ninety (90) days execution of such redevelopment agreement:
  - (a) LBP shall pay to the City the secured debt, which total amount shall be set forth specifically in the redevelopment agreement, for the release of the City's mortgage lien(s) upon the property(ies) located at block 283, Lots 1, 7, 12 and 21 and block 284, lot 7;

(b) LBP shall pay to the City \$57,000.00 as reimbursement for legal fees incurred in connection with the acquisition of some of the Properties;

(c) LBP shall pay to the City one million and five hundred thousand dollars (\$1,500,000.00) plus accumulated interest for the conveyance from the City to LBP of certain parcels that are part of the Properties and are currently owned by the City, known as Block 31, Lots 4, 6, 21 and 22 and which are required for the Proposed Project.

9. Within one hundred and five (105) days, LBP shall demonstrate to the City's reasonable satisfaction that all of the outstanding applicable requirements of the City Ordinance §345-95(A) have been met, including but not limited to whether the proposed developer/development team has the resources and/or ability to finance and complete the Proposed Project.

**BE IT FURTHER RESOLVED** that in the event LBP fails to meet any of the conditions set forth herein 1 through 9, then this resolution shall no longer be of no further force and effect and the Council may pass a resolution terminating the validity of this resolution. This resolution shall also terminate on the sooner of one hundred eighty (180) days of this resolution or the execution of a developers agreement as contemplated herein or the failure of LBP to meet any of the conditions set forth.

MOVED: 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 12/27/10  
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 28 DAY OF Dec 2010  
MUNICIPAL CLERK, R.M.C.

**EXHIBIT 1: Demolition Phasing Schedule as of 12/21/16**

Long Branch Partners, LLC  
 Demolition Phasing Summary  
 as of December 21, 2016

Parcel #	Block	Lot	Address	Acreage	PHASE
19	283	15	122 Broadway	0.4415	2
20	283	16	120 Broadway	0.4415	2
21	283	17	118 Broadway	0.5883	2
22	283	18	116 Broadway	0.3004	2
24	283	20	8 Second Ave	0.0459	2
30	311	17	125 Broadway	0.2400	2
51	311	18	129 Broadway	0.1508	2
52	311	19	131 Broadway (Billboards)	0.0400	2
26	284	1	30 Second Ave	0.0806	3
27	284	2	28 Second Ave	0.1550	3
30	284	4.02	24 Second Ave	0.1395	3
31	284	5	20 Second Ave	0.0744	3
7	283	3	139-141 Belmont	0.1337	4
8	283	4	135 Belmont	0.1217	4
18	283	14	128 Broadway (Paramount Theater)	0.5455	4
58	311	24	145 Broadway	0.2066	5
59	311	25	149 Broadway	0.0999	5
60	311	26	151 Broadway	0.0861	5
61	311	27	153-155 Broadway	0.1722	5
64	311	30	156-160 Broadway (Radio Tower)	0.3045	5
67	311	28	157 Broadway	0.0802	5
68	311	29	155-161 Broadway	0.1722	5

Phases/Colors	
1	Phase 1
2	Phase 2
3	Phase 3
4	Phase 4
5	Phase 5
6	Phase 6

COMPLETE