

January 15, 2003  
Beachwood Municipal Complex

**7:00 PM**

Call to Order

Salute to the Flag

Opening Statement:

Ladies and Gentlemen, pursuant to the applicable portions of the New Jersey Open Public Meetings Act, adequate notice of this meeting has been given. The schedule for this Meeting of the Governing Body of the Borough of Beachwood is listed in the notice of meetings posted on the Bulletin Board located in the Municipal Complex and delivered to the Ocean County Observer and the Asbury Park Press on January 2, 2003.

Roll Call Members Present

Mayor

Harold R. Morris

Council Members:

Beverly Clayton

Robert DiBella

Gregory Feeney

Gerald W. LaCrosse

Thomas Miserendino

Patricia A. Moran

Absent: None



**A MOMENT OF SILENCE – MEMORY OF KATHLEEN WEAVER – FORMER  
MUNICIPAL COURT ADMINISTRATOR – AGE 34 – PASSED AWAY OVER WEEKEND.**

BLOCK GRANT HEARING #1

Mrs. Moran provided an Explanation of the Block Grant Program, detailing how the County Planning Board administers it and the various grants that the Borough received in past.

Open to Public Discussion on Block Grant Only

Motion: Miserendino

Second: LaCrosse

Approved: Clayton – DiBella – Feeney – LaCrosse – Miserendino – Moran

M. Symington  
Fire Company

With new work on Fire House being done, they would like to bring the existing bathroom up to standards with regard to Handicapped Regulations. Would hope this could be addressed via grant.

Mrs Moran

Acknowledged request noting that it was a good suggestion

No other comments

Close to Public Discussion on Block Grant Only

Motion: Miserendino

Second: Feeney

Approved: Clayton – DiBella – Feeney – LaCrosse – Miserendino – Moran

PUBLIC HEARING ON PERSON TO PERSON TRANSFER OF LIQUOR LICENSE - Benjamin's Pub and Restaurant

Open Public Hearing

Motion: Feeney Second: Miserendino  
Approved: Clayton – DiBella – Feeney – LaCrosse – Miserendino – Moran

Noted that owners were present to address any questions of the public

No questions -

Close Public Hearing

Motion: Feeney Second: LaCrosse  
Approved: Clayton – DiBella – Feeney – LaCrosse – Miserendino – Moran

#2003-021 RESOLVED by the Governing Body of the Borough of Beachwood to approve the 2003 Certified Bills List in the amount of A: \$138,440.18 B: \$ 336,940.52

Motion: Feeney Second: Clayton  
Approved: Clayton – DiBella – Feeney – LaCrosse – Miserendino – Moran

#2003-022 RESOLVED by Mayor and Council to approve the minutes of the January 7<sup>th</sup> Re-organization meeting of Mayor and Council.

Motion: DiBella Second: Miserendino  
Approved: Clayton – DiBella – Feeney – LaCrosse – Miserendino – Moran

**TABLED – NOT NEEDED**

#2003-023 WHEREAS, the minutes of the November 6<sup>th</sup>, 2002 meeting of Mayor and Council were previously approved; and

WHEREAS, during said meeting approval was given to award a contract for Well #7 to A.C. Schultes Inc. – Woodbury N.J. in the amount of \$113,626.00; and

WHEREAS, the minutes did not reflect that action when transcribed by the Municipal Clerk, who did not include the action in the preparation of the minutes.

NOW, THEREFORE, BE IT RESOLVED to approve the addendum to the November 6<sup>th</sup> minutes by the reflection of the action noted herein.

#2003-024 RESOLVED by Mayor and Council to approve the Person to Person Liquor License Transfer Grumpy's Pub to Benjamin's Pub and Restaurant.

Motion: Miserendino Second: Moran  
Approved: Clayton – DiBella – Feeney – LaCrosse – Miserendino – Moran  
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#2003-024

RESOLVED by the Governing Body to approve the following rentals of the Community Center and Mayo Park.

<b>COMMUNITY CENTER 2003</b>				
May	03	Genander	Rental:	\$175
		624 Forepeak Ave	Deposit:	\$300
May	17	Minnich	Rental:	\$175
		1009 Ensign Ave.	Deposit:	\$300
June	07	Wright	Rental:	\$175
		1429 Spray Ave	Deposit:	\$300
July	11	Forgetta	Rental:	\$175
		47 Nautilus St.	Deposit:	\$300
Aug	10	Holteroff	Rental:	\$175
		644 Bayside Ave	Deposit:	\$300
Sept	21	Velchick	Rental:	\$175
		733 Leeward Ave	Deposit:	\$300
Oct.	10	Bock	Rental:	\$175
		344 Tiller Ave	Deposit:	\$300
Nov.	22	Helinski (Previously approved for June 7,2003)	Rental:	\$350
		13 Sand Bar Dr	Deposit:	\$500
		Bayville		

Motion: LaCrosse Second: Feeney  
 Approved: **Clayton – DiBella – Feeney – LaCrosse – Miserendino - Moran**

#2003-025 WHEREAS on July 17, 2002, under Resolution #2002-230 Approval was given for a rental of the Community Center for June 6, 2003, by Charles Keilitz 88 Wave St. noting all resident fees were posted (\$475.00 ); and

WHEREAS, on January 13, 2003, written notice of cancellation was received, subjecting the applicant to a \$75 cancellation fee.

NOW, THEREFORE, BE IT RESOLVED by Mayor and Council to approve a refund in the amount of \$400.00 to Charles Keilitz 88 Wave St. Beachwood, said refund reflecting a \$75 cancellation fee.

Motion: LaCrosse Second: Moran  
 Approved: **Clayton – DiBella – Feeney – LaCrosse – Miserendino - Moran**

#2003-026 WHEREAS, the Beachwood Police Department currently utilizes the Smith & Wesson 5906 as their firearm; and

WHEREAS, a report from our firearms instructor/armorer Sgt. Charles Scalzo on Nov. 11, 2002 indicated that they did not perform to satisfaction and were having problems not extracting or locking the slides open when the magazine was empty; and

WHEREAS, these weapons are now over ten years old, and have been repaired for broken extractors, firing pins, slide stops yet they continue to malfunction and continuing to repair would cost \$124.55 per weapon; and

WHEREAS, Sgt. Scalzo has researched the Glock 19, and is recommending using the Smith & Wesson 5906 as trade in towards the purchase of the Glock 19.

NOW, THEREFORE, BE IT RESOLVED to authorize the purchase of 21 Glock 19 weapons at a Cost of \$361.35 @ (\$7,588.45) Less a trade in value \$200 @ (\$4,200.00) for a total purchase price of \$3,888.35 from Lawmen Supply Company of New Jersey Inc. Egg Harbor City N.J.

Motion: DiBella Second: Feeney  
Approved: Clayton – DiBella – Feeney – LaCrosse – Miserendino - Moran

#2003-027 RESOLVED by Mayor and Council to approve the membership to the Beachwood Volunteer Fire Company No. 1 as follows:

Harley J. Kopenhafer 425 Halliard Ave  
Jonathan Lovallo 744 Forecastle Ave

Motion: Miserendino Second: DiBella  
Approved: Clayton – DiBella – Feeney – LaCrosse – Miserendino - Moran

#2003-028 RESOLVED by Mayor and Council to approve the Raffle License Application of the MATES(Marine Academy of Technology and Environmental Science Parent Teacher Student Organization )for March 21, 2003

Motion: Feeney Second: LaCrosse  
Approved: Clayton – DiBella – Feeney – LaCrosse – Miserendino - Moran

#2003-029 RESOLVED by Mayor and Council to approve the following Conferences – Seminars – Training requests.

Date:	January 30	Gabriel Silva – Sgt. Cairns – Sgt. Scalzo – Sgt. Halucha – Margaret Nunn
		Office Staff member
Location:	Beachwood Community Center	
Subject:	Law Against Discrimination – Recognizing Sexual Harassment – Workplace Issues	
Cost:	\$0	
Vehicle:	Some – yes	

Date:	January 31	Elizabeth Mastropasqua
Location:	Trenton N.J.	
Subject:	N.J. League Municipalities Legislative Committee	
Cost:	\$0	
Vehicle:	No	

Date:	February 13	Joseph Zuromski – Capt. W. Walsh – Linda Felton – E. Mastropasqua - C. Dehnz
Location:	Beachwood Community Center	
Subject:	Preventing – Recognizing and Investigating Hostile Workplace Issues	
Cost:	\$0	
Vehicle:	Some – yes	

Motion: LaCrosse Second: Moran  
Approved: **Clayton – DiBella – Feeney – LaCrosse – Miserendino - Moran**

#2003-030 RESOLVED by Mayor and Council to approve the promotional title of Edward F. Bosley from Mechanics Helper to Mechanic following DOP promotional examination.

Motion: LaCrosse Second: DiBella  
Approved: **Clayton – DiBella – Feeney – LaCrosse – Miserendino - Moran**

CORRESPONDENCE  
None

COUNCIL REPORTS

Clayton; Beverly Apologized for missing the January 7, 2003 re-organization meeting. We are on the list for the County Carousel of Music. Recreation Planning Valentines Day Bingo for kids. July 18, Recreation Sponsored Blue Claws Game, and we have received 2 submissions for the Snowman Contest.

Feeney: Questions regarding Carousel of Music and Status of proposed Movie at Beach.

Clayton: Planning on 2 movies.

DiBella; Robert Planning Board held their Re-organization meeting on January 13, 2003. Met with Engineer & Mr. Zuromski to discuss drainage problems. Looking at Plan to address problems.

Established Hot Line to handle calls on road problems. Borough is taking pro-active measures. Calls will be handled by Mayor – Mr. DiBella – and Municipal Clerk.

Feeney; Gregory Change in 2003 Court Schedule. Presented Collectors report on receipts.

LaCrosse; Gerald W. Well #7 (test) down about 400 feet. Moving to 2<sup>nd</sup> phase. All looks good. To address additional length of screening because driller wants to go further recommending the following:

RESOLUTION  
#2003-031

RESOLVED by Mayor and Council to increase the A.C. Schultes Well #7 contract overall by \$4,400.00 to cover additional screening.

Motion: LaCrosse Second: Feeney  
Approved: Clayton – DiBella – Feeney – LaCrosse – Miserendino - Moran

Previously was authorized to negotiate water billing problem of increased useage. Recommending the following.

RESOLUTION  
#2003-032

RESOLVED by Mayor and Council to credit water account #1.28 lot 5 – Nolte – 417 Ensign Ave. in the amount of \$132.00 based on 40,000 gal @\$3.30 per housing gallons.  
Reason: :Unexplained useage.

Motion: LaCrosse Second: Moran  
Approved: Clayton – DiBella – Feeney – LaCrosse – Miserendino - Moran

Meeting Jan. 27 to discuss Filtration system time frame.

Miserendino; Thomas Notice received from N.J. Natural Gas regarding price increases. Year end report received from Fire Official. Smoke Detectors are available for families with financial hardships. Need to contact Fire Official. Report on 2002 year end report from Code Enforcement Officer.

Moran; Patricia Fire House materials delivered to the site. Spring 2003 will see work start. Pre-construction meeting for Bulkhead revetment scheduled for January 17. Will be Setting Workshop meeting to address increase in fees for Community Center to address costs incurred.

Mayor Morris Expanded on status of various projects including a plan to address the drainage problem.

Attorney Hiering: Status of Land Sale held earlier this date. Authorized to schedule new sale on 5.66 Lot 1 at request of Mr. Rinderer who arrived late for sale.

OPEN TO PUBLIC DISCUSSION

Motion: Miserendino Second: LaCrosse  
Approved: Clayton – DiBella – Feeney – LaCrosse – Miserendino - Moran

Lipton  
Mermaid Ave: Would like to add 40 x 100 (Cranberry Rd.) to Land Sale. Regarding joint meeting with Planning Board held on 14<sup>th</sup> – nothing made available to public to review during discussions. Unfair .

Dooner  
117 Ensign Ave Regarding problem with his garbage being picked up.

Mr. Feeney indicated he would discuss situation with Mr. Zuromski and have him contact Mr. Dooner.

Raney  
620 Neptune Ave. Under water.

Mayor: Noted plans with County to looking into drain to go down Railroad Ave, and feeder lines going into it. Mr. DiBella elaborated on meeting held.

CLOSE TO PUBLIC DISCUSSION

Motion: Miserendino Second: Feeney  
Approved: Clayton – DiBella – Feeney – LaCrosse – Miserendino - Moran

EXECUTIVE SESSION

WHEREAS, SECTION 8 of the Open Public Meetings Act, N.J.S.A. 10:4-12 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED, by Mayor and Council of the Borough of Beachwood, County of Ocean, State of New Jersey as follows:

1. The public shall be excluded from discussion of and action upon the hereinafter-specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:  
 Terms & Condition of Employment - Police – Public Works  
 Contractual - Truhan Eng. – Owen Little
3. It is anticipated that the subject matter discussed may be made public in (90) days.

Motion: Feeney Second: DiBella  
Approved: Clayton – DiBella – Feeney – LaCrosse – Miserendino – Moran

RE-OPEN

Motion: LaCrosse Second: Miserendino  
Approved: Clayton – DiBella – Feeney – LaCrosse – Miserendino – Moran

ACTION TAKEN RESULTING FROM EXECUTIVE SESSION THIS DATE  
RESOLUTION

#2003-033 RESOLVED by Mayor and Council to approve the agreement between the Borough of Beachwood and Owen Little Associates for 2003 Road Project Phase 1 – Beach, Tiller & Windward Ave, not to exceed \$15,600.00.

Motion: DiBella Second: Miserendino  
Approved: Clayton – DiBella – Feeney – LaCrosse – Miserendino – Moran

#2003-034

RESOLVED by Mayor and Council to approve the use of the Community Center January 17, 2003, by the Municipal Alliance.

Motion: Feeney Second: DiBella  
Approved: Clayton – DiBella – Feeney – LaCrosse – Miserendino – Moran

ADJOURNMENT

Motion: Miserendino Second: LaCrosse  
Approved: Clayton – DiBella – Feeney – LaCrosse – Miserendino – Moran

Prepared by: E.A. Mastropasqua

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Harold R. Morris  
Mayor

Attested to by: \_\_\_\_\_  
Elizabeth A. Mastropasqua RMC/CMC  
Municipal Clerk