

**January 16, 2013**

Beachwood Municipal Complex  
1600 Pinewald Rd.

**7:00 PM**

Call to Order

Flag Salute

While we pray for the safe return of our serving men and women, we must remember that servicemen and women from New Jersey have been killed in service to our country in Iraq and Afghanistan and around the world .

Our war dead must always be remembered. Their Heroism deserves its glory, so too does the bravery of each who entered the unknown of conflict and gave their lives to the cause of Freedom.

The greatest tribute we can give is remembering our Honored Dead. In their memory, a moment of silence and a prayer for all our disabled veterans, those missing in action and a call for the swift return of all our serving men and women.

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 Mayor and Council 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 Asbury Park Press and Municipal Web Site on January 4, 2013

ROLL CALL MEMBERS PRESENT:

Mayor Ronald R. Roma, Jr.

COUNCILMEMBERS: Beverly Clayton  
Gregory Feeney                      Thomas Miserendino  
Steven Komsa

Absent: Gerald LaCrosse - Edward Zakar

MAYOR ROMA CONDUCTED THE FORMAL SWEARING IN CEREMONIES OF  
PATROLMAN ANDREW ALTMAN



RECESS – 10 Minutes

Motion:            Komsa  
Approved:        Clayton – Feeney – Komsa - Miserendino

Second:           Miserendino  
Absent:            LaCrosse - Zakar

RE-OPEN

Motion: Feeney Second: Komsa  
 Approved: Clayton – Feeney – Komsa - Miserendino Absent: LaCrosse - Zakar

**#2013-41** RESOLVED by Mayor and Council to approve the 2013 Certified Bills List in the amount of **\$2,637,931.21**

Motion: Clayton Second: Komsa  
 Approved: Clayton – Feeney – Komsa - Miserendino Absent: LaCrosse - Zakar

**#2013-42** RESOLVED by Mayor and Council to approve the minutes of the January 2, 2013 Re-Organizational meeting of Mayor and Council

Motion: Feeney Second: Clayton  
 Approved: Clayton – Feeney – Komsa - Miserendino Absent: LaCrosse - Zakar

**#2013-43** RESOLVED to approve the following requests for Conference – Training – Seminar

|           |  |                                |
|-----------|--|--------------------------------|
| Date:     | January 29   | Municipal Court - Linda Felton |
| Location: | Ocean County Library                                 |                                |
| Subject:  | Mandatory Conference – rescheduled from October 2012 |                                |
| Cost:     | \$0  |                                |
| Vehicle:  | No   |                                |

|           |  |                                       |
|-----------|--|---------------------------------------|
| Date:     | March 15                                   | DPW - Gabriel Silva – Kathy Patterson |
| Location: | Rutgers – New Brunswick                    |                                       |
| Subject:  | Recycling Tonnage Reports (Preparation of) |                                       |
| Cost:     | \$45 pp                                    |                                       |
| Vehicle:  | Yes  |                                       |

|           |                                       |                     |
|-----------|---------------------------------------|---------------------|
| Date:     | April 05                              | DPW - Gabriel Silva |
| Location: | Rutgers – New Brunswick               |                     |
| Subject:  | Compost Operator Certification Course |                     |
| Cost:     | \$260.00                              |                     |
| Vehicle:  | Yes                                   |                     |

|           |  |                        |
|-----------|--|------------------------|
| Date:     | May 13                                 | Police - Glenn DeMarco |
| Location: | Middlesex County Training Center       |                        |
| Subject:  | Internal Affairs Policy and Procedures |                        |
| Cost:     | \$150.00                               |                        |
| Vehicle:  | Yes                                    |                        |

Motion: Komsa Second: Miserendino  
 Approved: Clayton – Feeney – Komsa - Miserendino Absent: LaCrosse - Zakar

**#2013-44** RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #10-00023 TO LIEN HOLDER, EAST

**COAST RESIDENTIAL SRVCS, IN THE AMOUNT OF \$2,696.53 WITH NO PREMIUM.**

**WHEREAS**, at the Municipal Tax Sale held on September 10, 2010, a lien was sold on Block 2.03 Lot 2 also known as 247 Ensign Ave. for 2009 delinquent municipal charges; and,

**WHEREAS**, this lien, known as Tax Sale Certificate #10-00023 as sold to East Coast Residential Srvcs with a 17% interest rate; and no premium;

**WHEREAS**, Donald J. Huffenus; owner, effected redemption, for certificate #10-00023 in the amount of \$2,696.53.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, East Coast Residential Services for the redemption of certificate #10-00023 in the amount of \$2,696.53.

**#2013-45 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #10-00056 TO LIEN HOLDER, US BANK-CUST/EMPIRETAXFUND LLC IN THE AMOUNT OF \$12,014.28 WITH NO PREMIUM.**

**WHEREAS**, at the Municipal Tax Sale held on September 10, 2010, a lien was sold on Block 4.26 Lot 6 also known as 315 Atlantic City Blvd. for 2009 delinquent municipal charges; and,

**WHEREAS**, this lien, known as Tax Sale Certificate #10-00056 as sold to US Bank-Cust/EmpireTaxFund LLC with a 3% interest rate; and no premium;

**WHEREAS**, Beachwood Realty LLC; owners, effected redemption, for certificate #10-00056 in the amount of \$12014.28.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, US Bank-CUST/EmpireTaxFund, LLC for the redemption of certificate #10-00056 in the amount of \$12014.28.

**#2013-46 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #11-00197 TO LIEN HOLDER, THE BOROUGH OF BEACHWOOD IN THE AMOUNT OF \$1,456.74.**

**WHEREAS**, at the Municipal Tax Sale held on November 18, 2011, a lien was sold on Block 11.41 Lot 2 also known as 409 Berkeley Ave. for 2010 delinquent municipal charges; and,

**WHEREAS**, this lien, known as Tax Sale Certificate #11-00197 as sold to the Borough of Beachwood with an 18.00% interest rate; and a premium of \$0.00;

**WHEREAS**, David F Lipton; owner, effected redemption, for certificate #11-00197 in the amount of \$1,456.74.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, the Borough of Beachwood for the redemption of certificate #11-00197 in the amount of \$1,456.74

**#2013- 47        RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #94-038 TO LIEN HOLDER, P&A INVESTMFENTS, LLC, IN THE AMOUNT OF \$1723.16 WITH NO PREMIUM.**

**WHEREAS**, at the Municipal Tax Sale held on November 15, 1994, a lien was sold on Block 6.29 Lot 16 also known as 1452 Spar Av. for 1993 delinquent municipal charges; and,

**WHEREAS**, this lien, known as Tax Sale Certificate #94-038 as sold to P&A Investmfents, LLC with a 12% interest rate; and no premium;

**WHEREAS**, David F. Lipton; owner, effected redemption, for certificate #94-038 in the amount of \$1723.16.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, P&A Investmfents for the redemption of certificate #94-038 in the amount of \$1723.16.

**#2013-48        RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #94-040 TO LIEN HOLDER, P&A INVESTMFENTS, LLC, IN THE AMOUNT OF \$1646.78 WITH NO PREMIUM.**

**WHEREAS**, at the Municipal Tax Sale held on November 15, 1994, a lien was sold on Block 6.30 Lot 11 also known as 1432 Anchor Ave. for 1993 delinquent municipal charges; and,

**WHEREAS**, this lien, known as Tax Sale Certificate #94-040 as sold to P&A Investmfents, LLC with a 10% interest rate; and no premium;

**WHEREAS**, David F. Lipton; owner, effected redemption, for certificate #94-040 in the amount of \$1646.78.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, P&A Investmfents for the redemption of certificate #94-040 in the amount of \$1646.78.

**#2013-49        RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #94-041 TO LIEN HOLDER, P&A INVESTMFENTS, LLC, IN THE AMOUNT OF \$1560.97 WITH NO PREMIUM.**

**WHEREAS**, at the Municipal Tax Sale held on November 15, 1994, a lien was sold on Block 6.30 Lot 13 also known as 1444 Anchor Ave. for 1993 delinquent municipal charges; and,

**WHEREAS**, this lien, known as Tax Sale Certificate #94-041 as sold to P&A Investmfents, LLC with an 11% interest rate; and no premium;

**WHEREAS**, David F. Lipton; owner, effected redemption, for certificate #94-041 in the amount of \$1560.97.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, P&A Investmfents for the redemption of certificate #94-041 in the amount of \$1560.97.

**TO APPROVE RESOLUTIONS # 2013-44 #2013-45 - #2013-46 - #2013-47 - #2013-48 - #2013-49**

|           |  |         |                  |
|-----------|--|---------|------------------|
| Motion:   | Feeney                                 | Second: | Clayton          |
| Approved: | Clayton – Feeney – Komsa - Miserendino | Absent: | LaCrosse - Zakar |

**#2013-50**

RESOLUTION OF THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY, authorizing the execution of a Schedule "C" agreement with the County of Ocean for 2013

WHEREAS, the Interlocal Services Act, N.J.S.A. 40:8a-1 e seq., authorized the Borough of Beachwood to enter into a contract for the provision of certain governmental services with the County of Ocean; and

WHEREAS, N.J.S.A. 40:8 requires such a contact to be authorized by resolution or ordinance; and

WHEREAS, it is the desire of the governing body to authorize the execution of a contract with the County of Ocean for the provision of services, materials and equipment as set forth in Schedule "C" attached hereto. In the amount of \$3,000.00

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Borough of Beachwood, County of Ocean , State of New Jersey as follows:

1. That Mayor Ronald Roma and the Municipal Clerk are hereby authorized to execute a Schedule "C" agreement with the County of Ocean in accordance with the provisions of the law to include \$1,000.00 for the Road Department , \$1,000.00 for Engineering Department and \$1,000.00 for Vehicle Services, for a total sum and not to exceed \$3,000.00. A copy of the said agreement is attached hereto and made part hereof as Schedule "C".
2. This agreement is for the period January 1, 2013 to December 31, 2013
3. That a copy of this agreement referenced herein shall be kept on file and made available for public inspection in the Municipal Clerk's office during normal hours.

|           |  |         |                  |
|-----------|--|---------|------------------|
| Motion:   | Clayton                                | Second: | Miserendino      |
| Approved: | Clayton – Feeney – Komsa - Miserendino | Absent: | LaCrosse - Zakar |

**CORRESPONDENCE**

Beachwood Elementary School PTO – RE: Robo Can Donation

**RESOLVED**

**#2013-51**

By Mayor and Council to approve the donation of One (1) Robo Trash Can to Beachwood Elementary School Auction.

|           |  |         |                  |
|-----------|--|---------|------------------|
| Motion:   | Clayton                                | Second: | Komsa            |
| Approved: | Clayton – Feeney – Komsa - Miserendino | Absent: | LaCrosse - Zakar |

**#2013-52**

WHEREAS, the Municipal Engineer on the authority of Mayor and Council, solicited quotes for Landfill Monitoring Well Testing 2013 from 3 vendors; and

WHEREAS, two (2) quotes were received a) J.R. Henderson Labs Inc. Beachwood NJ \$3,500.00 b) QC Laboratories, Southampton Pa. \$5,465.00.

NOW, THEREFORE, BE IT RESOLVED by Mayor and Council to award the agreement for Landfill Monitoring Well Testing 2013 to JR Henderson Labs Beachwood N.J. in the amount of \$3,500.00

|           |  |         |                  |
|-----------|--|---------|------------------|
| Motion:   | Feeney                                 | Second: | Miserendino      |
| Approved: | Clayton – Feeney – Komsa - Miserendino | Absent: | LaCrosse - Zakar |

**#2013-53**

RESOLVED by Mayor and Council to approve the purchase of 2 GMC Pick up trucks from Flemington Buick Chevrolet – Flemington NJ in the amount of \$64,760 under State Contract T2754

Motion: Feeney Second: Miserendino  
Approved: Clayton – Feeney – Komsa - Miserendino Absent: LaCrosse - Zakar

**#2013-54**

RESOLVED by Mayor and Council to approve the Interlocal Service Agreement with the O.C. Office of the Prosecutor for FY 2013 Driving While Intoxicated Grant.

Motion: Feeney Second: Clayton  
Approved: Clayton – Feeney – Komsa - Miserendino Absent: LaCrosse – Zakar

**REPORTS**

|                             |   |
|-----------------------------|---|
| Mayor Roma                  | Congratulations to Andrew Altman and family on appointment as Officer. Some residents in flood zone area will receive letter addressing proposed FEMA lines. Received NJLOM Advisory re: Flu Season (danger of same) will be linked on our websit. Thanked Fire Company for assist in housing Alliance Dance(s). Alliance Volleyball starts 1/17/2013 starts at Intermediate South. |
| Council President           | Absent  |
| Mrs. Clayton                | Congratulations to Andrew Altman. Borough did not get approved for NJ Trails 2012. Resident thanked for help from Engineer. Meetings held re: Riverfront. Vendors working up prices. Date unknown as to re-opening of Community Center. Hoping to address T Dock at Beach to get it ready for 2013 season. Welcome to newest officer.   |
| Mr. Miserendino             | Congratulations s to Andrew Altman - Senior groups met and set up schedule for use.   |
| Mr. Komsa                   | Congratulations to Andrew Altman - Recreation beginning their 2013 schedule. Reminder SNOWMAN CONTEST. Ends March 13.   |
| Mr. Feeney                  | No report   |
| Engineer Patrick            | Requested approval to following proposal  |
| <b>RESOLUTION #2013-55A</b> | <b>RESOLVED by Mayor and Council to approve the agreement between the Borough of Beachwood for Scope and Budget Rehabilitation of Filters No. 1 – and No. 2 not to exceed \$14,200.00</b><br><br><b>Motion: Feeney Second: Miserendino</b><br><b>Approved. Clayton – Feeney – Komsa – Miserendino Absent: LaCrosse - Zakar</b>  |
|                             | Meeting with FEMA 1/17 at Community Center. Moving forward with dock re-design. Drafting proposal to address repairs. FEMA currently replacing 75% of costs. Final mold report ... change order in costs associated with vendor preparing report.   |
| Finance                     | No report   |
| Hiering                     | No report   |
| First Aid                   | 57 calls for year so far.   |
| Land Use Chair Prince       | No report. Re-org went well   |

**Public Discussion – To Open**

Motion: Feeney Second: Komsa

Approved: Clayton – Feeney – Komsa - Miserendino

Absent: LaCrosse - Zakar

Lipton – Anchor Ave:

Requested explanation of FEMA information. Urged that council advise residents to be concerned.

Mayor Roma and Engineer provided information. Mayor explained purpose behind letter to residents.

**Public Discussion – To Close**

Motion: Feeney

Second: Komsa

Approved: Clayton – Feeney – Komsa - Miserendino

Absent: LaCrosse - Zakar

**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:

Contractual – PBA – Engineer – Fireworks  
Terms & Condition – DPW

3. It is anticipated that the subject matter discussed may be made public in (90) days.

Motion: Feeney

Second: Komsa

Approved: Clayton – Feeney – Komsa - Miserendino

Absent: LaCrosse - Zakar

**RE-OPEN**

Motion: Miserendino

Second: Clayton

Approved: Clayton – Feeney – Komsa - Miserendino

Absent: LaCrosse - Zakar

**ACTION TAKEN FROM EXECUTIVE SESSION**

**#2013- 55B** RESOLVED by Mayor and Council to approve the following agreement between the Borough of Beachwood and T & M Associates:

.Authorizing T&M to proceed with surveying and permits for Marina Reconstruction not to exceed \$25,000.00

Motion: Miserendino

Second: Feeney

Approved: Clayton – Feeney – Komsa - Miserendino

Absent: LaCrosse - Zakar

**#2013-56** RESOLVED by Mayor and Council to approve the following agreement between the Borough of Beachwood and T & M Associates:

2013 Tax Map Updates not to exceed \$1,500.00

Motion: Clayton Second: Miserendino  
Approved: Clayton – Feeney – Komsa - Miserendino Absent: LaCrosse - Zakar

**#2013-57** RESOLVED by Mayor and Council to approve the following agreement between the Borough of Beachwood and T & M Associates

FEMA Public Assistance Program not to exceed \$21,000.00

Motion: Feeney Second: Komsa  
Approved: Clayton – Feeney – Komsa - Miserendino Absent: LaCrosse - Zakar

**#2013-58** RESOLVED by Mayor and Council to approve the following agreement between the Borough of Beachwood and T & M Associates

Phase 1 – Photovoltaic System not to exceed \$4,900.00

Motion: Clayton Second: Feeney  
Approved: Clayton – Feeney – Komsa - Miserendino Absent: LaCrosse - Zakar

**ADJOURN**

Motion: Miserendino Second: Clayton  
Approved: Clayton – Feeney – Komsa - Miserendino Absent: LaCrosse - Zakar

Prepared by E.A. Mastropasqua

\_\_\_\_\_  
Ronald F. Roma, Jr.  
Mayor

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