

January 19, 2011

Beachwood Municipal Complex
1600 Pinewald Rd.

7:00

Call to Order

Flag Salute

While we pray for the safe return of our serving men and women, we must remember that 125 servicemen and women from New Jersey have been killed in Iraq and Afghanistan , most recently



January 12, 2011, U.S. Army Private First Class Benjamin Moore, 23, of Bordentown was killed in Afghanistan from wounds suffered when enemy forces attacked hisr unit with an improvised explosive device. The attack took place in Afghanistan's Ghazni province. Private Moore was assigned to the 7th Engineer Battalion, 10th Sustainment Brigade, 10th Mountain Division at Fort Drum. PFC Moore was a Firefighter/EMT with Hope Hose Humane Volunteer Fire Company No. 1.

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 vets and 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 on January 1, 2011.

ROLL CALL MEMBERS PRESENT:

Mayor Ronald Jones, Jr.

**COUNCILMEMBERS: Beverly Clayton
Gregory Feeney
Steven Komsa**

**Gerald LaCrosse
Ronald Roma
Edward Zakar**

ABSENT: None

A total of 10 minutes has been allocated under Borough Code 2-6.9 for the public discussion by individuals. Citizens are welcome to address the Mayor and Council on any governmental item of concern to them, whether or not it is scheduled on the agenda. Citizens must give their name and address when recognized to speak. The public is advised that these meetings are recorded and are subject to the Open Public Records Act.

Also, please turn off or put all cell phones on vibrate.

PUBLIC HEARING – CABLE - Mr. Robert Clifton

Mr. Robert Clifton Comcast Gov. Rep.	<p>Thanked Governing Body for opportunity to speak tonight. Noted during meeting last week that there was a typographical error in the documents they supplied. There was an automatic 10 year renewal in the agreement of 1996. The need to renew the agreement is not necessary.</p> <p>Mr. Clifton read a document from the Board of Public Utilities. He explained the conditions that would have to be met by June 24, 2011 if the Borough believes there are material defects and to prevent the renewal from moving forward.</p>
Mr. LaCrosse	General Question - re: Triple Plex. Cannot understand why - I get out of area, and unknown phone number calls, throughout the day and can't get rid of them. What can you do about blocking calls.
Mr. Clifton	First time heard of this... will check with company reps to get a better answer.
Mr. Roma	Residents received notice of digital changes, went to 37 office - picked up 6 units - some worked, some didn't - small dta's. You lose some channels, you gain some channels. Noticed that units (extra) are 50cents... concerned about that...
Mr. Clifton	3 are free - digital 2 more devices free.
Mr. Roma	Items add up and cost of cable increases. Many residents are considering waiting for Verizon Fios or will do dishes. What can Comcast do to give better service to residents...cost etc. Also Ordered wireless unit for triple play, now two weeks and still not in.
Mr. Clifton	March 15th first of the cuts will be implemented and April 24th -the time for the entire conversion. Have had few incidents like this, but trying to handle. In order to make this upgrade, had to handle it in this manner. For the most part, relatively seamless, unfortunate these few have occurred.
Mr. Roma	Can the Borough get a copy of the number of complaints that come in from Beachwood, so that we have an understanding of what the residents incur.
Mr. Clifton	Explained criteria of agreement.
PUBLIC PORTION	TO OPEN - MOTION ROMA - SECOND - KOMSA APPROVED
Lipton Anchor Ave	Who was here in 1996 - Computers. Did Adelphia have the right to assign the contract over to Comcast. Should be looked at. Should see if any town has litigated the automatic renewal. Comcast is buying NBC. Company should be able to hire people inside the country.
Mr. Clifton	Built call centers around the state. Do outsource, overflow. Most cable calls are answered in N.J. Phones and Computer other locations.
Resident - Pacific Ave	Internet service to Emergency Services.
Clifton	Cable service for TV yes - 1 per. No control over internet.
Griffith - Anchor Ave	Service interruptions of phone/internet length of time unknown. No one could answer questions on credit. Was told newer boxes affect old boxes. Need tech repair. Happened again. Believe a week at time being out of phone service shouldn't happen. Center hours of operation need to be addressed, not as advertised 24/7.

Lipton	Encourage council to look at the minutes of the 1996 minutes - to see what they thought they were voting on.
CLOSED DISCUSSION	MOTION: ROMA SECOND: LACROSSE APPROVED

Police Promotion – To Detective ‘ Officer Sean Langen”



Mayors’ Appointment with Council approval Did Not Get Motioned

#2011- 34 **LOCAL PUBLIC CONTRACTS RESOLUTION**

WHEREAS, the Local Public Contracts Law N.J.S.A. 40A:11-1 et seq. requires that notice with respect to contracts for professional services awarded without competitive bids must be publicly advertised.

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

The awards stated in the within resolutions are awarded without competitive bidding as Professional Services in accordance with Local Public Contracts Law, N.J.S.A. 40A: 11-5(1)(a)

"because they are for services performed by persons authorized by law to practice a recognized profession."

The following are awarded in conformance with Ordinance #2005-26 Section 1 : “Fair and Open Process for Award of Professional Services Agreement, and pending contract review”

- #2011- 34 A Municipal Planner _____
- #2011-34 B COAH Planner _____
- #2011- 34 C Conflict Prosecutor _____

FOLLOWING ARE MAYORS’ APPOINTMENT

#2011-35 RESOLVED to appoint

Environmental Com:	Thomas Tashjian	Three year Exp. Dec. 31, 2013
Shade Tree	Sandra Brooks	Unexpired ending 12/31/2014
	Curt Brower	Unexpired ending 12/31/2012

RESOLUTIONS

#2011-36 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 2011

T
A
B
L
E
D

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 \$_____

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 John Behrens, Supervisor of Public Works is 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, 2011 to December 31, 2011.
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.

#2011-37 RESOLVED by the Governing Body of the Borough of Beachwood to approve the 2011 Certified Bills List in the amount of \$3,250,224.42

Motion:	Feeney	Second:	Clayton
Approved:	Clayton – Feeney – Komsa – LaCrosse – Roma - Zakar		

#2011-38 RESOLVED by the Governing Body of the Borough of Beachwood to approve the Minutes of the January 5th, 2011 Re-organization meeting .

Motion:	Komsa	Second:	Zakar
Approved:	Clayton – Feeney – Komsa – LaCrosse – Roma - Zakar		

#2011-39 RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE ACQUISITION OF PROPRIETARY POLICE EQUIPMENT FROM PIRATECOM, LLC IN THE AMOUNT OF \$14,274.00

WHEREAS, the Borough of Beachwood Police Department has requested specialized communications equipment to improve their communication capabilities and additional equipment to improve firing line training and communication; and

WHEREAS, said communications equipment is proprietary in nature with no other vendors offering comparable equipment; and

WHEREAS, the Borough's Treasurer and Chief Financial Officer have certified that funds are available with the ability of the Borough to use \$11,000.00 from forfeiture funds as approved by the Ocean County Prosecutor's Office; and

WHEREAS, the Governing Body is of the belief that the acquisition of said equipment will improve communication abilities allowing the Police Department to provide better protection to the schools located within the Borough and the wireless communications equipment for the firing range will allow for improved firing line training and qualifications; and

WHEREAS, it is now the desire of this Governing Body to authorize the acquisition of said equipment as set forth on Schedule A attached hereto and made a part hereof.

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

1. That the Borough Council hereby authorizes the acquisition of the communications equipment as delineated on Schedule A attached hereto and made a part hereof from Privatecom, LLC for the amount of \$14,274.00.
2. That upon the adoption of the within resolution, the Borough Clerk is authorized to forward a certified copy of it to the Borough Police Chief, the Borough CFO, the Borough Treasurer, and Privatecom, LLC.

Motion: Clayton Second: LaCrosse
 Approved: Clayton – Feeney – Komsa – LaCrosse – Roma - Zakar

#2011-40 RESOLVED by the Governing Body to approve the following requests for Rentals

2011 COMMUNITY CENTER				
Feb.	06	DiModica	Rental:	\$350
		1321 Windward Ave, Beachwood	Deposit:	\$500
April.	03	Beachwood/Pine Beach Girls Softball	Rental:	\$WAIVE
		c/o Nestor (VP) Trenton Ave. Bayville	Deposit:	\$WAIVE
May	21	Gisinger	Rental:	\$350
		309 Longboat Ave., Beachwood	Deposit:	\$500
May	29	Hennessey	Rental:	\$350
		752 Ship Ave., Beachwood	Deposit:	\$500
Aug.	06	Hunter	Rental:	\$350
		709 Ship Ave., Beachwood	Deposit:	\$500
Oct.	15	Ryan	Rental:	\$350
		210 Compass Ave., Beachwood	Deposit:	\$500

Motion: Feeney Second: Komsa
 Approved: Clayton – Feeney – Komsa – LaCrosse – Roma - Zakar

#2011-41

RESOLVED by Mayor and Council having received recommendation from Municipal Engineer James Oris, following the receipt of three proposals for Landfill Testing, do hereby award the 2011 contract to J.R. Henderson Labs, Beachwood N.J. in the amount of \$3,500.00.

Other quotes - Q.C. Laboratories Southampton PA \$5,182.50
VAL Associates Laboratories, Cherry Hill NJ No proposal rec'd

Motion: Feeney Second: Zakar
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma - Zakar

#2011-42

WHEREAS, Mayor and Council of the Borough of Beachwood, have received a written request from Point Bay Fuel, Inc. dated December 21, 2010 seeking refund of permit #10-00305 due to customer cancellation of associated installation; and

WHEREAS, the Borough Building Department confirms fees were paid, and then cancelled; and

WHEREAS, the customer J. DeCrosta has notified the Borough of said cancellation.

NOW, THEREFORE, BE IT RESOLVED to authorize the refund of permit #10-00305 in the amount of \$98.00 to Point Bay Fuel, Inc. on behalf of customer DeCrosta.

Motion: Clayton Second: Roma
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma - Zakar

#2011-43

RESOLVED by Mayor and Council of the Borough of Beachwood, having received documents and resolutions from the Land Use Board and it's Engineer addressing bonding and fees for Performance Guarantees on behalf for Sidhu Petroleum Corp. Block 2.41 Lot 8 do hereby authorize the Treasurer to open the appropriate bank accounts to address said funds

\$2,405.00 10% Performance Guarantee Estimate
\$1,002.00 Inspection Escrow

Motion: Clayton Second: Feeney
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma - Zakar

#2011-44

RESOLVED by Mayor and Council to approve the following requests for Conference – Training and Seminar

Date:	Feb. 01	Public Works [Clifford Schiel]
Location:	Wall Township Municipal Complex	
Subject:	Water Quality Analysis & Compliance Management	
Cost:	\$0	
Vehicle:	Yes	
Date:	Feb. 03	Public Works [Clifford Schiel]
Location:	Hightstown N.J. (Fire Station)	
Subject:	Inflow and Infiltration and Valve Exercising	
Cost:	\$0	
Vehicle:	Yes	

Motion: Feeney Second: Clayton
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma - Zakar

TAX COLLECTORS RESOLUTIONS

#2010- 45 **AUTHORIZE REFUND OF REDEMPTION MONIES**

WHEREAS, the Municipal Tax Sale was held on September 10, 2010; and,

WHEREAS, the following liens purchased at that time have since been redeemed:

To Lien Holder Soheha:

Block 2.08 Lot 6; Annunziata- 10-00024 in the amount of \$1,005.34

Block 5.27 Lot 5; McLaughlin- 10-00063 in the amount of \$ 989.50

Block 9.38 Lot 11; Naso- 10-00097 in the amount of \$1,015.874

To Lien Holder Frank Festa

Block 2.42 Lot 14; Mwangi- 10-00038 in the amount of \$ 527.36

Block 4.25 Lot 7; Parenteau- 10-00055 in the amount of \$ 308.11

Block 10.29 Lot 5; Hill- 10-00115 in the amount of \$ 404.05

Block 11.25 Lot 14; Desire- 10-00137 in the amount of \$ 524.66

To Lien Holder US Bank Custodian for Pro Capital I, LLC

Block 10.38 Lot 13; Oriolo- 10-00042 in the amount of \$1,300.01

Block 3.22 Lot 11; Morhun- 10-00045 in the amount of \$1,684.71

Block 9.03 Lot 6; Wheeler- 10-00079 in the amount of \$ 577.69

Block 9.37 Lot 14; McKee- 10-00096 in the amount of \$ 714.60

Block 10.06 Lot 5; Lopez- 10-00103 in the amount of \$ 833.73

Block 11.11 Lot 2; Pangallo- 10-00126 in the amount of \$ 627.36

Block 11.29 Lot 2; Pandure- 10-00141 in the amount of \$ 651.96

Block 11.37 Lot 8; Pandure- 10-00286 in the amount of \$ 655.57

To Lien Holder Vasyl Kavatsiuk

Block 3.07 Lot 14; Lindemann- 10-00040 in the amount of \$ 989.41

Block 10.27 Lot 2; Hill- 10-00113 in the amount of \$ 852.71

Block 11.29 Lot 1; Pandure- 10-00140 in the amount of \$1,388.43

To Lien Holder Sal Vinci

Block 2.35 Lot 13; Hill- 10-00033 in the amount of \$ 507.02

Block 3.19 Lot 12; McNerny- 10-00043 in the amount of \$ 649.79

Block 4.16 Lot 9; Gwinn- 10-00053 in the amount of \$1,395.54

Block 8.59 Lot 3; Domingo- 10-00076 in the amount of \$1,146.01

Block 4.29 Lot 1; Nault- 10-00057 in the amount of \$1,109.09

Block 10.01 Lot 5; Gangemi- 10-00100 in the amount of \$1,743.30

To Lien Holder Culmac Capital I, LLC

Block 1.54 Lot 3; Caplan- 10-00019 in the amount of \$ 269.26

Block 2.42 Lot 12; Miller- 10-00037 in the amount of \$ 444.72

To Lien Holder Josef Hoffmann

Block 1.18 Lot 4; Madama- 10-00005 in the amount of \$ 309.38

Block 4.18 Lot 8; Leonard- 10-00054 in the amount of \$ 442.77

Block 6.47 Lot 13; Marrano- 10-00071 in the amount of \$ 305.33

Block 9.10 Lot 8; Russomano- 10-00083 in the amount of \$ 576.29

Block 9.22 Lot 4; Andersen- 10-00086 in the amount of \$ 234.55

Block 10.32 Lot 12; Sovensen- 10-00120 in the amount of \$ 128.20

To Lien Holder East Coast Residential Service

Block 2.28 Lot 13; Sansone- 10-00029 in the amount of \$1,102.86

To Lien Holder Ray Zook

Block 10.20 Lot 4; Traina Living Trust- 10-00109 in the amount of \$2,132.54

To Lien Holder Ross Paradise

Block 1.18 Lot 7; Pannizzo- 10-00006 in the amount of \$1,071.60

Block 1.42 Lot 9; Severin- 10-00015 in the amount of \$ 827.36

To Lien Holder Anthony Silva

Block 9.34 Lot 1; Bender- 10-00093 in the amount of \$1,169.92

Block 11.27 Lot 7; Kvalo- 10-00138 in the amount of 1,146.96

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund the respective lien holders, in the amounts indicated.

Motion: Clayton Second: Roma
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

#2011-46 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE REFUND OF REDEMPTION MONIES FROM LIEN #10-00141 TO LIEN HOLDER, PRO CAPITAL I, LLC, IN THE AMOUNT OF \$ 551.96 PLUS PREMIUM AMOUNT OF \$ 100.00

WHEREAS, at the Municipal Tax Sale held on September 10, 2010, a lien was sold on Block 11.29 Lot 2 also known 744 Mermaid Avenue for 2009 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #10-00141, was sold to Pro Capital I, LLC with a 0% interest rate and \$ 100.00 premium; and,

WHEREAS, Corelogic Tax Services, LLC, effected redemption on behalf of property owner, Joseph Pandure for certificate # 10-00141 in the amount of \$ 551.96.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, Pro Capital I, LLC for the redemption of certificate 10-00141 in the amount of \$ 551.96 plus premium amount of \$ 100.00

Motion: Clayton Second: Roma
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

#2011 – 47 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE REFUND OF REDEMPTION MONIES FROM LIEN #10-00285 TO LIEN HOLDER, VASYL KAVATSIUK, IN THE AMOUNT OF \$ 2,049.82 PLUS PREMIUM AMOUNT OF \$ 400.00

WHEREAS, at the Municipal Tax Sale held on September 10, 2010, a lien was sold on Block 11.35 Lot 1 also known 333 Longboat Avenue for 2009 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #10-00285, was sold to Vasyl Kavatsiuk with a 0% interest rate and \$400.00 premium; and,

WHEREAS, Corelogic Tax Services, LLC, effected redemption on behalf of property owner, William Simmons for certificate # 10-00285 in the amount of \$ 2,049.82.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, Vasyl Kavatsiuk for the redemption of certificate 10-00285 in the amount of \$ 2,049.82 plus premium amount of \$ 400.00

Motion: Clayton Second: Roma
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

#2011-48 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE REFUND OF REDEMPTION MONIES FROM LIEN #10-00039 TO LIEN HOLDER, SAL VINCI, IN THE AMOUNT OF \$ 563.40 PLUS PREMIUM AMOUNT OF \$ 200.00

WHEREAS, at the Municipal Tax Sale held on September 10, 2010, a lien was sold on Block 2.45 Lot 15 also known 252 Spray Avenue for 2009 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #10-00039, was sold to Sal Vinci with a 0% interest rate and \$ 200.00 premium; and,

WHEREAS, Corelogic Tax Services, LLC, effected redemption on behalf of property owner, Joseph Pandure for certificate # 10-00039 in the amount of \$ 563.40.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, Sal Vinci for the redemption of certificate 10-00039 in the amount of \$ 563.40 plus premium amount of \$ 200.00

Motion: Clayton Second: Roma
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

POLICE RESOLUTIONS

#2011-49 RESOLVED to hire Anthony Baccello 145 Twin Rivers Drive Toms River as substitute crossing guard effective immediately salary \$9.38 per hour.

Motion: Roma Second: LaCrosse
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

#2011-50 RESOLVED that the following have been approved as towing services in the Borough of Beachwood

Beachwood Auto Body – 740 Atlantic City Blvd. Beachwood
G. Grasso Towing Inc. - 251 Oak Street, Bayville

Motion: Roma Second: Feeney
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

b) Karen Lucas - Longboat Ave. - Concerns

Dear Council Members,

Over the last two years, I have left an occasional voice mail and sent emails on the boro website. None have ever been returned. I take responsibility for not following up on them or not getting to a meeting. I do however want to bring these items to the council to see if the situations can be looked into.

JAN. 9, 2011

- 1.) Berkeley Times and Observer Papers are being thrown on my property. I have called the Berkeley Times twice and left my address saying I did not want it. It continues to be thrown on my property. The Observer just recently started the same way. These papers get wet and disgusting. Sometimes they are in the road, sometimes on our property, and since we live on the corner of a dirt road you can find piles of them there too. When I spoke to Diane, the police secretary, she stated there was nothing that can be done as the Ordinance is written. If the paper is thrown on MY property there is nothing that can be done, BUT if I started to throw them into the road I could be held liable by the town????? These people are littering on my property (and town property when they miss). They should be told to stop or they will be charged with a littering fine for each paper thrown. Please look into this and have it stopped. Even if it means rewriting the Ordinance. I KNOW I am not the only one annoyed by this, my neighbors complain too.
- 2.) I drive from Longboat Ave. to Spruce St. to Pinewald Ave. /Surf Ave. out to the Parkway every weekday. I noticed last year that there are HUGE branches that hang over the road. I noticed it especially when they were full of snow. My understanding is the homeowner is responsible for maintaining their landscaping so as not to cause a safety hazard. If some of these branches fell on a car or pedestrian, especially full of snow, it could kill someone. Just because I travel that direction I notice Surf and Spruce, since this is not being enforced on a main road I must assume it is not being enforced throughout. My husband and I have spent \$1500 in two years, having dead pine trees taken down. Especially the 30 ft. one that was leaning toward a neighbor's house! Why is this not enforced for the safety of the community? This has been at least a minimum of two years it has not been enforced.
- 3.) Lastly, I would like to say Thank You for having our streets plowed on the Monday following the Blizzard 2010. I know other places like in Bayville were not done until Wednesday or Thursday.

THAT BEING SAID, CONSISTENCY AND QUALITY ARE LACKING ON OUR SNOW REMOVAL in Beachwood, and has been for years. Expense I am aware is probably the main reason for a little town like us. SO, we need to use our assets more efficiently. Berkeley was down to blacktop. Spruce was left such a mess I almost got stuck, which also goes for Surf. Berkeley and Surf are both main streets, so why the discrepancy. Why do we get plowed on Monday but no ADDITIONAL follow-up plowing is done to get rid of what was left so it doesn't freeze- especially on a storm this size? They were picking up garbage on Surf on Tuesday - throw a plow on the front of the garbage truck - at least it would scrape more away? Quite often the corners and intersections are rounded so that only one car can get through. The way Longboat and Spruce are usually done, we know we are going to slide through the Stop sign at the intersection, EVERY storm, unless you start stopping many feet back. If no one else has complained, great you just have Spruce and Longboat to improve, but my suspicions are that there are more. Probably, every resident would love down to blacktop on their street. Of course, I know that is not always possible. Please look into the procedures set up for this so that maybe the plow budget and the residents can be happier. Consistency should be considered, since NO resident is more important than another. Employees of the town should get the same plowing as the rest of us; we ALL have to get to work.

Thank you for your consideration of these observances and hopefully for their solutions.

Sincerely,

Karen Lucas
1453 Longboat Ave.
Beachwood, NJ 08722
732-242-4247 (cell)

Mr. LaCrosse noted that he read letter last week and tried to contact Ms. Lucas at number provided but it was a non-working number. Will make another effort to reach out to her. Mrs. Clayton - never received calls or e-mail as noted.

c) MS Bike Relay

January 11, 2011

Ms. Elizabeth Mastropasqua
Municipal Clerk
Borough of Beachwood
1600 Pinewald Road
Beachwood, NJ 08722

Dear Elizabeth:

The National Multiple Sclerosis Society's New Jersey Metro Chapter will be hosting our Annual "Coast the Coast" Bike MS Ride on Saturday, May 21 and Sunday, May 22, 2011. This bike tour anticipates participation from approximately 1,600 riders on day one and 800 riders on day two along with hundreds of volunteers.

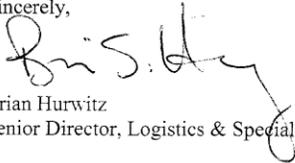
We request permission to ride through your borough again for this event. Please send any necessary applications or paperwork for approval. Your cooperation is appreciated to make this a successful event. Attached is the planned route of the ride and the Certificate of Liability Insurance.

The Bike MS Ride raises funds to support the Society's mission of ending the devastating effects of MS. Through events like this one, the Chapter is able to provide programs and services to over 10,000 people living with MS and their families, as well as provide funds to assist the national research effort to find the cause and cure for multiple sclerosis.

From all of us at the chapter, thank you for your continued support each year. We look forward to working with you again this year on our event. Multiple sclerosis is a devastating disease. It is through partnerships with corporations, townships and volunteers that we are able to make a difference in the lives of those whom we serve.

If you have any questions, please contact me at 201.967.5599 x43208. I look forward to hearing from you.

Sincerely,



Brian Hurwitz
Senior Director, Logistics & Special Projects

cc: Lt. Robert Tapp
Borough of Beachwood
1600 Pinewald Road
Beachwood, NJ 08722

1 Kalisa Way Suite 205 Paramus NJ 07652 tel 1 201 967 5599 fax 1 201 967 7085 bikenjm.national society.org

d) Comcast – Cable System Enhancements

01/11/2011 TUE 15:01 FAX 19083785328 Comcast Gov't Affairs

001/004



Government and Regulatory Affairs
Department
403 South St.
Easton, NJ 07724
732.380.7981 Fax
www.comcast.com

TO: Mayor and Members of the Governing Body
Township of Barnegat, Borough of Beachwood, Township of Berkeley, Township of Eagleswood, Township of Lacey, Township of Little Egg Harbor, Township of Ocean, Borough of Ocean Gate, Borough of Pine Beach, Borough of South Toms River, Township of Stafford, Borough of Tuckerton

FROM: Robert Clifton
Director of Government and Regulatory Affairs

SUBJECT: Cable System Enhancement

DATE: January 11, 2011

I am writing to share some exciting news. **Coming soon Comcast will be enhancing our network in municipalities served by Comcast of New Jersey, LLC (Toms River) and delivering the world of all-digital entertainment to Comcast customers.**

The way people watch TV, listen to music, or surf the Internet is evolving to digital. In an effort to keep our customers ahead of that digital curve and to provide them with the products and services they want, we will be enhancing our services in order to allow our customers to enjoy the benefits of digital technology. When completed, customers will be able to enjoy these exciting new features depending on their tier of service:

- Access to thousands of hours of free programming On Demand;
- An on-screen programming guide, with search and parental control functions;
- A commercial-free music service with over 40 channels of uninterrupted music;
- Up to 100 HD channels and 1000 HD choices;
- Faster Internet speeds;
- And more entertainment options than ever before.

In order to bring customers these new features, all Comcast video services will be transmitted exclusively in digital format on or after April 26, 2011. This means that customers will need to have a digital set-top box or digital adapter from Comcast, or a third party device with a CableCARD™ for each television on which they wish to continue receiving Comcast video services.¹

In order to make this enhancement as seamless as possible for our customers, Comcast will provide customers digital equipment in accordance with their service tier. Comcast will provide up to three digital adapters to its current Limited Basic tier customers at no additional cost. Additional digital adapters beyond the first three will be available for a monthly charge of \$0.50 each. Customers who subscribe to higher tiers of service will be provided up to one digital set-top box and two digital adapters at no additional cost. Customers with bulk service contracts will receive digital equipment in accordance with their contract terms. Customers who would like more than the digital equipment included as part of their video service package may obtain additional equipment of their choice at the standard charges (prices vary based upon package).

Comcast customers may call us toll-free at 1-877-834-4434, go on-line at www.comcast.com/digitalnow, or visit a Comcast service center to determine the best solution for their home.

Additionally, as part of this enhancement, beginning on or about March 15, 2011, HBO will be transmitted in digital format only on channel 301, and no longer available in analog format on channel 14.

Enclosed please find a copy of the notices Comcast is providing to customers and an advertisement to run in the Asbury Park Press on January 28, 2011, which indicates the channels that will be transmitted in digital beginning on or about March 15, 2011. Comcast customers will receive multiple notices; the enclosed is a sample of the communications. This version is being sent to analog customers with Expanded Basic tier or above and HBO. Expanded Basic customers without HBO and digital customers with or without HBO are receiving versions tailored to the services they receive. These notices provide further detailed information regarding Comcast's digital improvements.

As always, if you should have any questions or concerns regarding this program, or any other matter, please feel free to contact me at 732.281.3704.

COUNCIL

Councilwoman Clayton	No report
Councilman Feeney	Congratulations to Officer Langen. Congratulations to new board members. Thank You.
Councilman Komsa	Congratulations to Officer Langen - Sandra Brooks for volunteering. DPW did great job with recent snow event. Managed to also pick up garbage. Snow man contest - deadline March 9. Recreation has Com. Center 2/4 would like to hold a Zumba class. 1 Hour.
Councilman LaCrosse	Congratulations to Officer Langen and Ms. Brooks for volunteering. Thank you. Shade Tree and Environmental have not met yet. Liaison to LUB. Attended meeting - chairman T. Prince. Took opportunity to inform board that budgets are tight. When looking at Prof. should be looking at best qualified for lowest cost. Was outvoted on his nomination for prof. Board selected more expensive firm. Will try to help to control costs.
Council President Roma	Echo congratulations of Council to Officer Langen and Ms. Brooks for volunteering. Alliance - winter volleyball in effect. Thurs. evenings until last Thursday in February. Will be partnering with O.C. Library on new program "teen mothers" to begin shortly. Watched a Zumba demo - at Alliance event ...kids enjoyed.
Councilman Zakar	Congratulations to Langen and Ms. Brooks. Met with building dept. Code Enforcement . If snow - clear your fire hydrant.
Mayor Jones	Attend many Conf. Mayors meetings. Made suggestion to consider an alliance to address environmental issues. Contacted surrounding communities to see how we can open communications with each other. Attended DEP meeting - monies to be released for storm drains. Spoke with Commissioner Martin about classification of our Beach. Have until 3/7 to issue letter of intent to participate with commission. Possible our status of condition of beach could move us up on the list of eligibility. Talked about a Rt. 166 drain that goes into our system. There is no map in the state that denotes locations of storm drains. Comments on shooting of Lakewood Police Officer. Contacted surrounding Mayors to hold a forum (Feb. 15) to discuss plans on what can be done to support PD to eradicate the problem in our communities. Reports that Ocean County has high gang participation. Appeared at S.T.R. town meeting, Mayor Champagne new Mayor, would like to create better relations with the STR and P/B councils to create activities to keep children busy. Congratulations to Officer Langen - appreciate service.
Mrs. Clayton	Question Re: \$\$ for Barnegat Bay - understood it was all of New Jersey.
Mayor	Only Barnegat Bay.
Attorney Hiering	No report
Engineer Oris	EIS.. \$110 mil... 10 to be loan forgiveness. a bit more intricate then reflected by Mayor...Details are coming out as they go along. Working on various types of projects in other communities. Feb. 1 Conference at OCC. Locker St. main complete. Weather affecting completion. Water Tank - when weather breaks. DEP will be discussing project (Beach) with Mrs. Clayton. (Joanne Davis)
RESOLUTION#2011-52 RESOLUTION#2011-53	RECEIVED AUTHORIZATION TO ADVERTISE FOR BIDS AS FOLLOWS: Water Treatment Plant Well #5 Replacement. [Roma / LaCrosse - Approved] Water Treatment Plant Piping Modifications [Feeney/Roma - Approved]
Mrs. Clayton	Borough will be putting out our proposals for Lawn maintenance etc... will be addressing environmentally safe issues.

Municipal Clerk

Introduced our new "Video Channel" on our web site. Will be trying to address Public Service Announcements – Police Safety Announcements etc.

OPEN TO PUBLIC DISCUSSION

Motion: Roma Second: LaCrosse

Approved: Clayton – Feeney – Komsa – LaCrosse- Roma - Zakar

PUBLIC	
Chief Cairns	In light of recent gang activity and circumstances involving our Lakewood officer. Tomorrow there will be officers from all over the country. Thank this Governing Body for their support and efforts on behalf of our police department. Part of solution [Mayor] is not laying off police. Camden 1/2 - 167 in Newark - Asbury Park - Trenton - Jersey City - Law enforcement and fire are being demonized by politics in Trenton. Beachwood's response time is excellent. Proud of our department.
Mayor Jones	Commented in agreement.
Lipton - Anchor Ave	Mapping of storm drains done in the past. Mayor's comment about appointment of alternate prosecutor... because lower price. About suit filed years ago, regarding private conversations. Last LUB meeting, some whispered discussions, were addressed. Saw individuals passing notes. Nonsense. Should be stopped. Women on board, live together, sit together on board and nudge each other, which shouldn't be done.
D. Woods - Seaman Ave	Calendar complaint - don't color the boxes. Past asked question about health insurance for council ...Have you looked into lowering your costs.
Councilman Feeney	Every so many years, we go out and look at proposals. Also any changes have to be negotiated contractually.
Councilman Roma	Example of coverage. Employees must now pay 1.5% of health coverage costs. We look for better cost savings.
DiBella - R. Halliard Ave	Medical Bank. - Does Mayor take -
Mayor	Yes
DiBella	LUB - quasi judicial - makes judicial decisions. Never been a grand jury anywhere that has had 2 members of same household sitting on same jury etc... Seems to be where Mr. Lipton is going. Should check out the legality of issue brought up by Mr. Lipton. Comments on concerns about notification of sex offenders. Substantial discourse between Mayor and Mr. DiBella, became argumentative.
DiBella - L. – Halliard Ave	Council should send resolution to Sen. Connors about vanity plates being driven by sex offender.
Griffith - Anchor Ave	To let this go on - repetitive, appalling. Constant repetitive gets monotonous.
Griffith	Asked Council about who receives benefits and who does not. Bev - yes - Roma - no (med. bank) Komsa -yes - Feeney - yes. Addressing 1.5% coverage. Council paying \$102 a year. Taxpayers paying balance. Was at Save the Barnegat meeting, no other member of council was in attendance.
Mr. Roma	Could not make meeting due to work obligations. Read materials and discussed with engineer.

Before Closing to Public Council President Roma offered apologies to the Swendell family, who were in attendance with young children, for a Scout project. Asked public to understand and keep things as simple as possible, so people do not have having to witness what happened at this meeting.

CLOSE TO PUBLIC DISCUSSION

Motion: Roma Second: Clayton
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma - 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:

Terms & Condition of Employment - DPW – General Office
Contractual - Engineer - Teamsters

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

Motion: Roma Second: Zakar
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma - Zakar

Re-Open

Motion: Komsa Second: Clayton
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma - Zakar

ACTION TAKEN AS A RESULT OF EXECUTIVE SESSION

#2011 – 54 RESOLVED by Mayor and Council to hire William Richert – Sub-Code Fire Official to fill created by the resignation of Anthony Iavello, effective January 19, 2011. Salary \$35 per hour.

Motion: Roma Second: Zakar
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma - Zakar

#2011-55 RESOLVED to authorize the Attorney to prepare the appropriate ordinance addressing the fee schedule for Community Center – Mayor Park and Gazebo.

Motion: Roma Second: Clayton
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma - Zakar

#2011-56 RESOLVED to authorize the Attorney to check into the allegations made concerning a possible conflict in membership on the Land Use Board.

Motion: LaCrosse Second: Roma
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma - Zakar

