

January 21, 2009

7:00 Mayor and Council Meeting
Beachwood Municipal Complex
1600 Pinewald Rd.

Call to Order

Flag Salute

While we pray for the safe return of our serving men and women, we must remember that 102 servicemen from New Jersey have been killed in Iraq and Afghanistan.



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 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, posted on the Municipal Website and delivered to the Asbury Park Press on January 10, 2009.*

ROLL CALL MEMBERS PRESENT:

Mayor Ronald Jones

COUNCILMEMBERS: Katina L. Clark Steven Komsa
 Beverly Clayton Ronald Roma
 Gregory Feeney Bonnie Verga

Absent:

Time 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 all cell phones and pagers.

Special Presentations: Mr. Komsa - Solar Renewable Energy Corporation

Mr. Komsa: Noted that in 2008 began looking at wind power. During that time, was given advice by many people to investigate "solar power" .

Representatives for Solar Research Energy Co . They deal with mid - to large size solar energy services. They are based out of Manasquan N.J. They address financing options as well. They have partnered with firms like "Allied" and " Ray Angelini Inc.". Solar as A utility - allows the Borough to implement solar through the Power Purchase Agreement. Borough will host the system. They have done feasibility studies of 4 areas but the Municipal Complex appears to be the best site to consider. Municipalities have only been eligible to enter into renewable energy agreements since October 2008. They will purchase 100% of the power generated. No capital outlay for the system. Allows for fixed energy costs for as long

as 15 years, providing for better budgeting. Borough not responsible for building, or maintaining or administration of sme. This will generate good will, strengthen the community relations , improve sustainability and decrease the Borough's "carbon footprint."

PUBLIC COMMENT:

- LaCrosse – Forecastle Removal of trees will require Shade Tree review. What about the basin area as site?
- Mr. Feeney This is strictly review no site has been selected yet.
- Paradise - Mizzen Is this fixed or movable
Fixed mounted. Southerly fixed this is an ideal spot for this system.
- Paradise Is there a cap on the refund.
Can only build to the size the facility will support. Borough will benefit .
- Paradise The amount sold back to JCPL does your company get a percentage of that back...
No.
- Clark - Tiller Ave. Wetlands behind the Borough - any problem.
Contamination potential "0".
- Clark Are you still going through with the anonometer study.?
Yes
- Roma Roughly annual savings about \$5,000.
About \$14,000 first year.
- Roma What is the estimated solar hours that we would get.?
Based on historical data and calculated out should be able to do entire amount.
- Clayton Most of buildings have peaks, dormers , this 35,000 quite a bit of space. Security of area?

Councilman Komsa and Recreation Commission members made a Presentation to Robin Clayton for 15 years of service to Commission. Plaque presented by Borough – and gifts from Recreation



TABLED

RESOLUTION #2009-44

RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AUTHORIZING CHANGE ORDER NUMBER 1 TO THE CONTRACT BETWEEN THE BOROUGH AND DSC CONSTRUCTION CO., INC. FOR THE MIZZEN AVENUE WATER MAIN REPLACEMENT (200 BLOCK) PROJECT INCREASING THE CONTRACT BY \$10,084.50 TO AN ADJUSTED CONTRACT PRICE OF \$98,972.50

WHEREAS, the Borough of Beachwood previously awarded a contract to DSC Construction Co., Inc. for the Mizzen Avenue Water Main Replacement (200 Block) project in the amount of \$88,888.00; and

WHEREAS, the Borough Engineers, CMX have recommended the approval of Change Order No. 1 as a result of the requirements for additional milling (pavement thickness), additional labor for tie-in on Wave Street, and additional contract quantities for Wave Street tie-ins; and

WHEREAS, these additional items require the adjustment of several contract line items, as well as a credit for others as set forth on Change Order No. 1 being Schedule "A" attached hereto; and

WHEREAS, the Borough Council of the Borough of Beachwood desires to approve Change Order No. 1 in accordance with the Borough Engineer's recommendation.

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 formally approves Change Order No. 1 to the contract between the Borough of Beachwood and DSC Construction Co., Inc. increasing the contract for Mizzen Avenue Water Main Replacement (200 Block) project by \$10,084.50 to an adjusted contract price of \$98,972.50.
2. Upon the adoption of the within resolution, the Borough Council authorizes the executive of said Change Order as recommended by CMX.
3. That upon the adoption of the within resolution, the Clerk is authorized to forward a duly-authenticated copy of it to Borough Engineer, James M. Oris, DSC Construction Co., Inc., the Borough CFO, Borough Treasurer and Borough Public Works.

Mayor? Cost of Borough employees stabilizing. Should be reimbursed.

TO TABLE:

Motion:	Clark	Second:	Verga
Approved:	Clark – Clayton – Roma - Verga		
Opposed:	Feeney - Komsa		

RESOLUTION

#2009-45 RESOLVED by Mayor and Council to approve the agreement between the Borough of Beachwood and Conner Strong Risk Control Services for Coordination of CDL Drug Testing Program 2009; and

FURTHER RESOLVED that the Mayor and Clerk are authorized to execute on behalf of the Borough of Beachwood..

Motion:	Feeney	Second:	Komsa
Approved:	Clark – Clayton –Feeney – Komsa - Roma - Verga		

RESOLUTION

#2009-46 RESOLVED by Mayor and Council to approve the Raffle License Application of the Lakehurst – Manchester Rotary Foundation Inc., for March 20, 2009.

Motion: Feeney Second: Verga
Approved: Clark – Clayton –Feeney – Komsa - Roma - Verga

RESOLUTION

#2009-47 RESOLVED by Mayor and Council to approve the following request for Conference – Training or Seminar:

Table with 2 columns: Field (Date, Location, Subject, Cost, Vehicle) and Value (January 28 E. Mastropasqua, Princeton Forrestal Marriott, N.J. League Legislative Meeting, \$0, No, April 20 to 25th Fire Company – David Petracca, Indianapolis, Indiana, FDIC – (Fire Dept. Instructors Conference & Training Seminar) “Reading Smoke” 10 Keys to Successful Leadership for Fire Dept. Chief Officers., Course: \$750 Airfare: \$400 Lodging: \$816 (Coming from 2008 Budget allotment for Fire Co.), No)

Motion: Verga Second: Feeney
Approved: Clark – Clayton –Feeney – Komsa - Roma - Verga

ORDINANCE #2009-01

FINAL READING – PUBLIC DISCUSSION - ADOPTION
ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY
AUTHORIZING THE CONVEYANCE OF REAL PROPERTY KNOWN AS BLOCK 5.51, LOT 4, BLOCK 6.32, LOTS 1, 6, 14, 2, 9, 3, BLOCK 6.33, LOTS 4, 17, 15, 3, BLOCK 6.34, LOTS 8, 10, 7, 2, 11, BLOCK 6.35, LOTS 13, 2, 14, 3, 4, BLOCK 6.37, LOTS 5, 4, BLOCK 6.38, LOTS 14, 2, 15, 16, 5, BLOCK 6.39, LOT 5, BLOCK 6.44, LOT 1 and BLOCK 6.52, LOT 1 TO THE COUNTY OF OCEAN NATURAL LANDS TRUST FOR NOMINAL CONSIDERATION

OPEN TO PUBLIC DISCUSSION THIS ORDINANCE ONLY

Motion: Roma Second: Clayton
Approved: Clark – Clayton –Feeney – Komsa - Roma - Verga

LaCrosse
Forecastle Ave: Comments about explanation provided by Mr. Roma at the Planning Board. This is a good thing for the benefit of the Borough.

CLOSE TO PUBLIC DISCUSSION THIS ORDINANCE ONLY

Motion: Roma Second: Clark
Approved: Clark – Clayton –Feeney – Komsa - Roma - Verga

RESOLUTION

#2009-48 RESOLVED by Mayor and Council to approve and adopt Ordinance #2009-1 as presented and held for public discussion .

Motion: Verga Second: Roma
Approved: Clark – Clayton –Feeney – Komsa - Roma - Verga

ORDINANCE FINAL READING – PUBLIC DISCUSSION - ADOPTION

#2009-02 AN ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AMENDING CHAPTER II ENTITLED, "ADMINISTRATION", AS IT APPLIES TO FEES FOR COPIES OF CERTAIN MUNICIPAL RECORDS

OPEN TO PUBLIC DISCUSSION THIS ORDINANCE ONLY

Motion: Roma Second: Clayton
Approved: Clark – Clayton –Feeney – Komsa - Roma - Verga

NO QUESTIONS

CLOSE TO PUBLIC DISCUSSION THIS ORDINANCE ONLY

Motion: Roma Second: Clayton
Approved: Clark – Clayton –Feeney – Komsa - Roma - Verga

RESOLUTION

#2009-49 RESOLVED by Mayor and Council to approve and adopt Ordinance #2009-2 as presented and held for public discussion .

Motion: Verga Second: Roma
Approved: Clark – Clayton –Feeney – Komsa - Roma - Verga

#2009-50 RESOLUTION AUTHORIZING ADDED LIEN TAX FOR THE CLEAN-UP COSTS INCURRED FROM VIOLATIONS OF THE PROPERTY MAINTENANCE CODE

WHEREAS, code violations were determined to exist requiring the clean up, lawn maintenance and removal of litter, grass, weeds and leaves, and;

WHEREAS, The responsible parties did not perform the work necessary to alleviate the violations. To provide for public health and safety the Department of Public Works performed the clean-up, maintenance and removal of debris on the above parcel, and;

WHEREAS, Public Works has generated an invoice detailing the cost of clean-up and removal.

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

- 1. The Tax Collector is hereby directed to place an Added Lien Tax . The lien will be billed against the February 2009 quarter taxes and the Collector will send out a bill upon notification of passage of this resolution and allow a suitable amount of time consistent with tax billing for the payment of said amount without interest. At expiration of that time, interest will accrue at the level established by resolution chargeable from February 26th.

<u>1224 Spray Ave</u>	<u>Total:</u>	<u>\$1,726.78</u>
<u> 40</u> Laborer/Operator	@ \$14.37 per hr. =	\$ 574.80
<u> 2</u> Use of Dumptruck	@ \$80.00 per day. =	160.00
<u> 2</u> Use of Machine	@ \$290.00 per day =	580.00
<u> 2</u> Use of Weedwacker	@ \$50.00 per day =	\$ 100.00
<u> 0</u> Use of Pole Pruning Saw	@ \$85.00 per day =	0
<u> 6.97</u> Logs/Stumps Recycling fee	@ \$34.00 per ton =	236.98
<u> 0</u> Trash, Landfill fees	@ \$81.16 per ton =	0
Administrative /Fuel costs/Misc.	@ \$75.00 =	\$75.00
Other		<u>0</u>

<u>1225 Seaman Ave</u>	<u>Total:</u>	<u>\$499.92</u>
<u> 17</u> Laborer/Operator	@ \$14.37 per hr. =	\$ 244.29
<u> 1</u> Use of Dumptruck	@ \$80.00 per day. =	80.00
<u> 0</u> Use of Machine	@ \$290.00 per day =	0
<u> 2</u> Use of Weedwacker	@ \$50.00 per day =	\$ 100.00
<u> 0</u> Use of Pole Pruning Saw	@ \$85.00 per day =	0
<u> 0</u> Logs/Stumps Recycling fee	@ \$34.00 per ton =	0
<u> 0</u> Trash, Landfill fees	@ \$81.16 per ton =	0
Administrative /Fuel costs/Misc.	@ \$75.00 =	\$75.00
Other		<u>0</u>

<u>1225 Spray Ave</u>	<u>Total:</u>	<u>\$153.74</u>
<u> 2</u> Laborer/Operator	@ \$14.37 per hr. =	\$ 28.74
<u> 0</u> Use of Dumptruck	@ \$80.00 per day. =	0
<u> 0</u> Use of Machine	@ \$290.00 per day =	0
<u> 1</u> Use of Weedwacker	@ \$50.00 per day =	\$ 50.00
<u> 0</u> Use of Pole Pruning Saw	@ \$85.00 per day =	0
<u> 0</u> Logs/Stumps Recycling fee	@ \$34.00 per ton =	0
<u> 0</u> Trash, Landfill fees	@ \$81.16 per ton =	0
Administrative /Fuel costs/Misc.	@ \$75.00 =	\$75.00
Other		<u>0</u>

<u>1333 Neptune Ave</u>	<u>Total:</u>	<u>\$225.5</u>
<u> 7</u> Laborer/Operator	@ \$14.37 per hr. =	\$ 100.59
<u> 0</u> Use of Dumptruck	@ \$80.00 per day. =	0
<u> 0</u> Use of Machine	@ \$290.00 per day =	0
<u> 1</u> Use of Weedwacker	@ \$50.00 per day =	\$ 50.00
<u> 0</u> Use of Pole Pruning Saw	@ \$85.00 per day =	0
<u> 0</u> Logs/Stumps Recycling fee	@ \$34.00 per ton =	0
<u> 0</u> Trash, Landfill fees	@ \$81.16 per ton =	0
Administrative /Fuel costs/Misc.	@ \$75.00 =	\$75.00
Other		<u>0</u>

<u>1341 Neptune Ave</u>	<u>Total:</u>	<u>\$225.59</u>
<u> 7</u> Laborer/Operator	@ \$14.37 per hr. =	\$ 100.59
<u> 0</u> Use of Dumptruck	@ \$80.00 per day. =	0
<u> 0</u> Use of Machine	@ \$290.00 per day =	0
<u> 1</u> Use of Weedwacker	@ \$50.00 per day =	\$ 50.00
<u> 0</u> Use of Pole Pruning Saw	@ \$85.00 per day =	0
<u> 0</u> Logs/Stumps Recycling fee	@ \$34.00 per ton =	0

__0__ Trash, Landfill fees	@ \$81.16 per ton =	0
Administrative /Fuel costs/Misc.	@ \$75.00 =	\$75.00
Other		0

<u>1524 Pacific Ave</u>	<u>Total:</u>	<u>\$591.14</u>
__22__ Laborer/Operator	@ \$14.37 per hr. =	\$ 316.14
__0__ Use of Dumptruck	@ \$80.00 per day. =	0
__0__ Use of Machine	@ \$290.00 per day =	0
__4__ Use of Weedwacker	@ \$50.00 per day =	\$ 200.00
__0__ Use of Pole Pruning Saw	@ \$85.00 per day =	0
__0__ Logs/Stumps Recycling fee	@ \$34.00 per ton =	0
__0__ Trash, Landfill fees	@ \$81.16 per ton =	0
Administrative /Fuel costs/Misc.	@ \$75.00 =	\$75.00
Other		<u>0</u>

Motion:	Verga	Second:	Komsa
Approved:	Clark – Clayton – Feeney – Komsa – Roma - Verga		
Opposed:		Abstain:	Absent:

#2009-51 RESOLVED by Mayor and Council to AUTHORIZE REFUND OF REDEMPTION MONIES FROM LIEN #07-00064 TO LIEN HOLDER CRUSADER SERVICING CORP., IN THE AMOUNT OF \$ 1,058.38 PLUS A PREMIUM OF \$100.00

WHEREAS, at the Municipal Tax Sale held on October 3, 2008, a lien was sold on Block 4.18 Lot 10, also known as 528 Compass Avenue, for 2007 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #07-00024, was sold to Crusader Servicing Corp., with a 0% redemption fee and a premium of \$100.00; and,

WHEREAS, Wells Fargo Home Mortgage has effected redemption on behalf of property owners, Alan & Maureen Kaufman for certificate # 07-00024 in the amount of \$1058.38.

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

1. Authorize the Treasurer to issue a check in the amount of \$1,158.38, payable to Crusader Servicing Corp., 179 Washington Lane, Barrington, NJ 19046, for the redemption of Tax Sale Certificate #07-00024 and refund of the premium

Motion:	Feeney	Second:	Roma
Approved:	Clark – Clayton – Feeney – Komsa – Roma - Verga		
Opposed:			

#2009-52 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE REFUND OF REDEMPTION MONIES FROM LIEN #07-00037 TO LIEN HOLDER MOORING SECURITIES LIQUIDITY FUND, LLC, IN THE AMOUNT OF \$ 1,444.06

WHEREAS, at the Municipal Tax Sale held on October 3, 2008, a lien was sold on Block 8.48 Lot 1, also known as 1553 Longboat Avenue, for 2007 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #07-00037, was sold to Mooring Securities Liquidity Fund, LLC with a 0% redemption fee; and,

WHEREAS, Wells Fargo Home Mortgage, has effected redemption on behalf of property owners, Randolph & Marie Targos for certificate # 07-00037 in the amount of \$ 1,444.06.

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

1. Authorize the Treasurer to issue a check in the amount of \$1,444.06, payable to, Mooring Securities Liquidity Fund, LLC, 8614 Westwood Center Street, Suite 500,Vienna, VA 22182, for the redemption of Tax Sale Certificate #07-00037 and refund of the premium
- 2.

Motion: Clayton Second: Roma
Approved: Clark – Clayton – Feeney – Komsa - Roma - Verga

#2009-53 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE REFUND OF REDEMPTION MONIES FROM LIEN #07-00039 TO LIEN HOLDER US BANK-CUST/SASS MUNI V dtr IN THE AMOUNT OF \$2,331.89 PLUS A PREMIUM OF \$ 200.00

WHEREAS, at the Municipal Tax Sale held on October 3, 2008, a lien was sold on Block 8.57 Lot 18, also known as 1552 Mizzen, for 2007 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #07-00039, was sold to US Bank-Cust/Sass Muni V dtr with a 0% redemption fee and a premium of \$ 200.00; and,

WHEREAS, R.C. Shea & Associates have effected redemption on behalf of property owners, Richard & Alicia Kromer for certificate # 07-00039 in the amount of \$2,531.89.

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

1. Authorize the Treasurer to issue a check in the amount of \$2,531.89, payable to US Bank-Cust/Sass Muni V dtr, 2 Liberty Place, 50 S 16th Street, Suite 1950, Philadelphia, PA 19102, for the redemption of Tax Sale Certificate #07-00039 and refund of the premium

Motion: Roma Second: Clayton
Approved: Clark – Clayton – Feeney – Komsa - Roma - Verga

#2009-54 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE REFUND OF REDEMPTION MONIES FROM LIEN #07-00050 TO LIEN HOLDER PLYMOUTH PARK TAX SERVICES, LLC IN THE AMOUNT OF \$ 977.48 PLUS A PREMIUM OF \$5,000.00

WHEREAS, at the Municipal Tax Sale held on October 3, 2008, a lien was sold on Block 10.05 Lot 14, also known as 1044 Longboat Avenue, for 2007 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #07-00050, was sold to Plymouth Park Tax Services, LLC with a 0% redemption fee and a premium of \$5,000.00; and,

WHEREAS, HomEq Servicing has effected redemption on behalf of property owners, Michael and Michelle Mahoney for certificate # 07-00050 in the amount of \$977.48.

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

1. Authorize the Treasurer to issue a check in the amount of \$5,977.48, payable to Plymouth Park Tax Services, LLC, PO Box 2288, Morristown, NJ 07962-2288, for the redemption of Tax Sale Certificate #07-00050 and refund of the premium

Motion: Clayton Second: Roma
Approved: Clark – Clayton – Feeney – Komsa - Roma - Verga :

#2009-55 RESOLVED BY MAYOR AND COUNCIL AUTHORIZE REFUND OF REDEMPTION MONIES FROM LIEN #07-00054 TO LIEN HOLDER EDISON TAX SERVICES, LLC IN THE AMOUNT OF \$ 9608.11 PLUS A PREMIUM OF \$11,000.00

WHEREAS, at the Municipal Tax Sale held on October 3, 2008, a lien was sold on Block 10.25 Lot 13, also known as 844 Neptune Avenue, for 2007 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #07-00054, was sold to Edison Tax Services, LLC with a 0% redemption fee and a premium of \$11,000.00; and,

WHEREAS, HomEq Servicing has effected redemption on behalf of property owners, James & Debbie Roberts for certificate # 07-00054 in the amount of \$9,608.11.

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

1. Authorize the Treasurer to issue a check in the amount of \$20,608.11, payable to Edison Tax Services, LLC, 1350 Liberty Ave, Hillside, NJ 07205, for the redemption of Tax Sale Certificate #07-00054 and refund of the premium

Motion: Komsa Second: Clayton
Approved: Clark – Clayton – Feeney – Komsa - Roma - Verga

#2009-56 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE REFUND OF REDEMPTION MONIES FROM LIEN #07-00056 TO LIEN HOLDER MOORING SECURITIES LIQUIDITY FUND, LLC, IN THE AMOUNT OF \$ 808.90

WHEREAS, at the Municipal Tax Sale held on October 3, 2008, a lien was sold on Block 10.33 Lot 1, also known as 50 Maple Street, for 2007 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #07-00056, was sold to Mooring Securities Liquidity Fund, LLC with a 0% redemption fee; and,

WHEREAS, Phelan Hallinan & Schmieg, PC have effected redemption on behalf of property owners, Walter & Christine Resto for certificate # 07-00056 in the amount of \$ 808.90.

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

1. Authorize the Treasurer to issue a check in the amount of \$808.90, payable to, Mooring Securities Liquidity Fund, LLC, 8614 Westwood Center Street, Suite 500, Vienna, VA 22182, for the redemption of Tax Sale Certificate #07-00056 and refund of the premium

Motion: Feeney Second: Roma
Approved: Clark – Clayton – Feeney – Komsa - Roma - Verga

#2009-57

RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE REFUND OF REDEMPTION MONIES FROM LIEN #07-00064 TO LIEN HOLDER CRUSADER SERVICING CORP., IN THE AMOUNT OF \$ 1,885.12 PLUS A PREMIUM OF \$100.00

WHEREAS, at the Municipal Tax Sale held on October 3, 2008, a lien was sold on Block 11.45 Lot 7, also known as 28 Bowline Street, for 2007 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #07-00064, was sold to Crusader Servicing Corp., with a 0% redemption fee and a premium of \$100.00; and,

WHEREAS, Wells Fargo Home Mortgage has effected redemption on behalf of property owners, Alice & Dave Feliciano for certificate # 07-00064 in the amount of \$1885.12.

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

1. Authorize the Treasurer to issue a check in the amount of \$1,985.12, payable to Crusader Servicing Corp., 179 Washington Lane, Barrington, NJ 19046, for the redemption of Tax Sale Certificate #07-00064 and refund of the premium

Motion: Roma Second: Verga
Approved: Clark – Clayton – Feeney – Komsa - Roma - Verga

CORRESPONDENCE a. Troop 70 – Eagle Scout Court of Honor

Dear Mrs Mastropasqua

I am inviting you to the Beachwood Community Center on behalf of Boy Scout Troop 70. The event is an Eagle Scout Court of Honor for 2 of our newest Eagle Scouts.

Please allow me to familiarize you with the rank of Eagle Scout. This is the Boy Scouts of America's highest achievement. Over 1200 requirements need to be met in the lifetime of a Scout beginning with Tiger Cub to Eagle. These are personal achievements that reflect directly upon the Scouts Family and his community. A Tiger Cub cannot hope to achieve the seemingly insurmountable road to Eagle without the aid of others. In return his tasks directly benefit those that help our young boys grow into citizens of outstanding intrinsic worth. This year we have been honored with 2 Scouts that have achieved Scouting's highest rank and have also received numerous merits and citations. This is an internationally recognized achievement with presentations being presented by several distinguished institutions and persons.

The Scouts that have achieved Eagle Scout are Eric Johnson and Joseph Vallo. The Troop would like to invite their families, members of the community and Boy Scouts from Beachwood to attend. At this moment we have at least half a dozen Scouts from Troop 70 that are currently working on Eagle rank and pursue projects for the community to obtain their rank as Eagle.

Thanks to your commitment to Scouting we are having the Troop 70 Eagle Scout Court of Honor on January 25, 2009. The actual presentation would begin around 3:00 pm on Sunday the 25th.

The Borough of Beachwood has been gracious in providing us with the use of the beach and parks in the past and it has always been a well received by our Scouts and their families. In return we enjoy participating in community and Borough sponsored events. The scenic Beachwood Community Center complements our traditional events for our families as well as the Scouts themselves. The boys, their families and I appreciate the Borough's consideration and the opportunity to

continue to use the Community Center for this event and to impress upon future Boy Scouts the importance of community involvement and public service.

It is at this time that I would like to open an invitation to all of those on the Borough Council, the Borough Clerk and the Mayor to attend this event.

Thank you for your time and attention in this matter. Please feel free to call me at any time.

Sincerely,

Joseph Vallo
Committee Chairman
Boy Scout Troop 70

Mrs. Clayton reminded members of council to RSVP to the invitation.

Reports:

Mayor Jones

Welcome. We all lived a piece of history yesterday with swearing in of President Obama. Council authorized Mayors' Legislative Day attendance. Governor made it clear at that time that there is a strong potential for eliminating aid. This will have a tremendous impact on the Borough and other municipalities. Additionally a cap is imposed that does not take into consideration these eliminated items. Asking Finance Committee to periodically report to council on their progress. Also looking towards the challenge of freezing our costs to the 2008 levels. It's been an issue in the past. Ask that we not appoint an Admin in 2009 to absorb the impact on the residents. Commended council for their actions and hard work. Projects moved forth, and issues as developed were addressed. Major projects in 2008 handled without benefit of Administrator. Re: Presidents stimulus package. Council brought forth projects. Many issues council would like to address. We have a "ready" list of projects to provide (for inclusion in stimulus package). Mr. Oris has been provided list that he is working on and will report to council. Asking council for commitment on this program

Councilmembers:

Katina Clark

2009 Clean up - 3rd Sat April and October. Will be reporting on update on McGruff. Great solar presentation this evening. Thanks to Mr. Komsa. Will miss Robin Clayton. Had opportunity to work with her over the years.

Beverly Clayton

Mr. Komsa - wonderful presentation. Robin Clayton - thank you. Deanna Hammack new chairperson of Recreation. Very organized and structured. Leaving in good hands. Planning Cook Book - "What's Cooking in Beachwood" in works. Spoke earlier with Troop 247 who is interested in addressing a recycling program at Soccer. Borough (under Clean Communities Grant) will assist in providing containers for the area. Community Center deck replacement plans in. Will go out for quotes on deck. First Aid, moving forward, slowly. Pipe going in ground. One small problem required the removal of an item from the plans.

Mrs. Clark

Spoke with Mrs. Clayton on the "Smoking ban" will provide suggestions on where to locate signs. Eric Weber on Alliance Website.

Mrs. Clayton

Commented on delivery of Berkeley Times and impact on recycling pick up, also the delivery of the Yellow book -

Gregory Feenev

Congratulations to Robin and thank you. Done much for town. Congratulations to Deanna Hammack.

Steven Komsa

Thank you to Robin Clayton. Recreation purchased 2 handicapped swings. Ordered and will be installed soon. Will be great for kids. Family Fun night January 12 great. Next will be Feb 9 - with Karaoke DJ. Congratulations to Deanna Hammack

Ronald Roma

Congrats Robin - Deanna and all other volunteers. Robin has also been serving on Alliance board since its inception. Thank you. Received notification on annual grant for Ski trips. Will put out information within next few days. First come first serve. Winter Volleyball has started. Good turnout - Middle School and High School participants. Alliance dance 2nd Friday of February. Water Tower foundation work completed. Pad completed. Expect report next meeting. Mizzen Ave water work completed. Waiting on weather change for asphalt. of Railroad Road Ave. Drainage on punch list. Congratulations Feeney family, Jonathan back in states after second tour of duty in Iraq.

Bonnie Verga

Congratulations Robin - welcome Deanna. 2008 Construction Dept. Summary. April - December 390 permits - \$48,315. collected fees. July - Dec. Island Hts. \$2,663.00 So. Toms River - Sept - Dec. 27 permits - \$3,173.00

**Municipal Attorney
William T. Hiering**

No report

Municipal Clerk:

Served on Recreation Commission and I understand the amount of work involved. More often than not, its left in the hands of one person. Robin is to be commended for her work and dedication to the Commission.

PUBLIC DISCUSSION: To Open

Motion: Komsa Second: Roma
Approved: Clark – Clayton – Feeney – Komsa – Roma - Verga

Sal Murante
First Aid

First Aid Building demolition contractor did not do job properly and stiffed the First Aid. Asked if the fines imposed were paid by the firm.

Mrs. Verga will check.

Mayor Jones

Question to Attorney on any options available to First Aid to address their concerns about the contractor doing any more work.

Mr. Hiering noted that they would have to approach the State on the matter, since that is where the fines were imposed.

Paradise
Mizzen Ave

Read article on the change in Animal Control, requested explanation.

Clerk addressed Humane Society Contract expired and opting to utilize the County agreement. Mr. Roma noted that the County prepares the specifications, and goes out to bid. The Borough has the option of utilizing those documents.

LaCrosse
Forecastle Ave:

Congrat Mr. Feeney on son coming home. Robin for volunteering. Mr. Komsa on Solar program. Volunteers are backbone of community. To Mayor on Administrators salary. Have you brought in any grant money

Mayor: As Mayor is able to participate in the SAGE program. Over past few days, visited site to determine what we are eligible for. Grant for "downtown" area being explored. At the NJLOM learned of many companies who will write grants. Contacted company who does that and will be meeting and reporting back to council.

Mrs. Verga: Engineer is doing work on grants as he has been doing for past three years.

LaCrosse: Mr. Lacey got County grants.. Example \$275,000 (water), what grants did you secure. Confusion over appointments and swearing in. Curious, was Mr. Clark a member of the Planning Board at the time that he supported your motion for Attorney on Board.

Mayor Jones: Explained the letter.

Mr. Hierung: Confusion of Class II and Class IV - Mayor may not have had the letter at that time. Purpose of re-doing tonight. Mr. Clark stepped off Environmental to Recreation and appointment to Land Use is o.k.

LaCrosse: Mr. Clark was present on appointment of Montenegro - made by Mayor. Seconded by Mr. Clark. Do you have any business relationship with this firm?

Mayor: None

LaCrosse: Did you have any relations with a group called "Save Beachwood From Over Development"

Mayor: Organization started by DiBella - I was Treasurer. Don't recall if Montenegro was attorney for the group.

LaCrosse: Do you have a conflict in this appointment? Do you owe them any money?

Mayor: Organization was formed to stop undersized development. Didn't know who the Attorney was at that time.
I have a Copy of mortgage filed in O.C. by sitting member of Council utilizing Municipal Attorney, is this considered a conflict of interest?

LaCrosse: You made the motion to hire the firm, Mr. Clark seconded. Do you still owe them money?

Clark; R.
Tiller Ave Letter, (addressing appointment) asked council if they received it that day. How did (Mr. Roma) you show up with this letter. Spoke with Mr. Hierung Monday - Tuesday - Wednesday. Everything was o.k.

Councilman Roma: Explanation -- First I am Council President - and Planning Board representative of Council. Review agenda and go over things. Contacted Attorney re: Question brought up Jan. 7th -. Letter was faxed. Spoke with Mayor was advised it was all taken care of. Commented on issue at Planning Board.

Clark: R. The only one this issue should have been brought to is the Chairman of the Board. The way the statute is worded we don't meet the criteria. As resident, brought forth several times about the Sewerage Authority.... may I please have an opinion on the Sewerage Authority.

Attorney Hierung: Only rendered an opinion because the Land Use Board did not have an Attorney.

Baliziniski
Halliard Ave

Clarifying statements. I receive mail and respond to mail from this address. Also reside with my fiancée. Comment about his business. Been registered 18 years in Ocean County and State of New Jersey. When Mr.DiBella addressed you after me, you attempted to shut him down, by mentioning a residents name. It was wrong to do that. Comments on Mayor getting \$1700 from state for no longer being able to do his work

Knapp
Beachwood Blvd:

First time speaking. Don't care what side of fence you sit on, who your loyalties are with etc, all here for the betterment of Beachwood. Two sides to every coin. Is there anyway or anything we can do to address make these meetings better.? Things said not relevant to Beachwood.

Brower
Surf Ave

First meeting. A lot of non-productivity going on. Agree with Mr. Knapp.

Jansen; C.
Mizzen Ave

We have become the laughing stock among the towns around us. Beachwood is a good town. Who is the liaison to Police Dept. (Clayton - Feeney - Roma) Group is trying to pass a law, one of the things is pedophiles. Why don't the police notify the residents about pedophiles.

Councilman Feeney: Came from Prosecutor. Our department doesn't make the decision on notification, its the Prosecutors office.

Jansen: C

Based on what goes on at these meetings and the way people act at these meetings, people believe it is Beachwood.

Councilman Roma: Councilmembers do not make accusations about other people. Only one person doing that.

Jansen: C

I am trying to explain what I hear from the people I associate with. I want to change our image. Sorry your personal lives are put out that way.

Councilman Roma: Unfortunately that is the way it is.

Mayor Jones:

About statements of Mayor trying to stifle meetings. Everything I have said is for the benefit of the people of Beachwood. I have not tried to suppress anyone.

Byrnes
Pinewald Rd.

Will be submitting letter of resignation from Planning Board tomorrow. Will continue to keep my eye on all of you. As far as saving money - RIGHT TO KNOW - Money in fund from 2003 (First Aid) look at the money that was spent on the original proposal. Money went down the tubes.

DiBella
Halliard Ave

With the reduction of meetings from three to two, asking council, what was reason and will you consider extending speaking time.

Councilman Roma: Council talked about it. We were accomplishing our business in 2 meetings - all agreed that 3rd meeting was not necessary. If the Mayor wants to have a 3rd meeting he can.

PUBLIC DISCUSSION: To Close

Motion:

Roma

Second:

Verga

Opposed:

Clark – Clayton – Feeney – Komsa – Roma - Verga

EXECUTIVE SESSION

WHEREAS, SECTION 8 of the N.J. 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 of the subject matter to be discussed is as follows:

Terms and Condition of Employment : Contract (Teamsters)
 Office Hours
 Contractual – N.J. Natural Gas – Railroad Avenue Main Re-location.

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

Motion: Clayton Second: Roma
 Approved: Clark – Clayton – Feeney – Komsa – Roma - Verga

Re-Open

Motion: Clayton Second: Roma
 Approved: Clark – Clayton – Feeney – Komsa – Roma - Verga

ACTION RESULTING FROM EXECUTIVE SESSION

#2009-58 RESOLVED by Mayor and Council to approve the permit fee of \$14,385 payable to N.J. Natural Gas for Gas Main re-location along Railroad Ave.

Motion: Roma Second: Clayton
 Approved: Clark – Clayton – Feeney – Komsa – Roma - Verga

TO ADJOURN

Motion: Roma Second: Verga
 Approved: Clark – Clayton – Feeney – Komsa – Roma - Verga

Prepared by: E.A. Mastropasqua

 Ronald W. Jones, Jr.
 Mayor

Attested to by: _____
 Elizabeth A. Mastropasqua RMC
 Municipal Clerk