

February 2, 2005

Beachwood Municipal Complex
1600 Pinewald Rd.

7:00 PM

Call to Order

A MOMENT OF SILENCE IN MEMORY OF THE MEN & WOMEN IN MILITARY SERVICE WHO HAVE GIVEN THEIR LIVES FOR FREEDOM, AND OUR MEN AND WOMEN THROUGHOUT THE WORLD PROTECTING OUR FREEDOM, WE WISH THEM A SAFE AND SPEEDY RETURN HOME.

SALUTE TO FLAG -

Call to Order

Opening Statement:

Ladies and Gentlemen, pursuant to the applicable portions of the New Jersey Open Public Meetings Act, adequate notice of this meeting has been given. The schedule for this Meeting of the Borough of Beachwood is listed in the notice of meetings posted on the Bulletin Board located in the Municipal Complex and delivered to the Ocean County Observer and the Asbury Park Press on January 1, 2005

Roll Call Members Present
Mayor Harold R. Morris

Councilmembers:	Beverly Clayton	Thomas Miserendino
	Gregory Feeney	Patricia A. Moran
	Gerald W. LaCrosse	Ronald Roma

BLOCK GRANT HEARING #2
Projects recommended:

Priority #1	Rehab of single family residential structures	\$60,000
Endorsement:	Caregivers of Central Ocean County	\$20,000

TO OPEN:

Motion:	Feeney	Second:	Roma
Approved:	Clayton – Feeney – LaCrosse – Miserendino – Moran - Roma		
Abstained:	Absent:		

Lipton
Pennant Ave Commended Caregivers for their services provided. Commended the Borough for supporting their program.

Sandi Bell
Care Givers Central O.C. Provided an explanation of the services provided.

Mrs. Moran: Elaborated, by detailing a story involving an 82 yr. who lost his leg, and was in need of transportation to the VA for treatments that would lead to receiving an artificial leg. He eventually contacted Care Givers, they assisted in bringing him to his treatments, and he finally received his artificial limb.
She proceeded to address our grant applications over the years.

TO CLOSE

Motion: Feeney Second: LaCrosse
Approved: Clayton – Feeney – LaCrosse – Miserendino – Moran - Roma
Abstained: Absent:

#2005-45 RESOLVED BY MAYOR AND COUNCIL TO APPROVE THE APPLICATION FOR O.C. ECONOMIC DEVELOPMENT BLOCK GRANT AS FOLLOWS:

Priority #1 Rehab of single family residential \$60,000.0

And FURTHER RESOLVED that the Borough of Beachwood endorses the application by Central Caregivers of Ocean County in the amount of \$20,000.

Motion: LaCrosse Second: Clayton
Approved: Clayton – Feeney – LaCrosse – Miserendino – Moran - Roma
Abstained: Absent:

MAYORS' APPOINTMENT

#2005-46 MAYORAL APPOINTMENTS

Mayor Morris hereby appoints the following to:

BEACHWOOD PLANNING BOARD

Alternate #2 - Thomas Prince (Windward Ave)

#2005-47 RESOLVED by Mayor and Council to approve the minutes of the January 19th meeting of Mayor and Council

Motion: Feeney Second: LaCrosse
Approved: Clayton – Feeney – LaCrosse – Miserendino – Moran - Roma
Abstained: Absent:

#2005-48 RESOLVED by Mayor and Council to approve the minutes of the January 22nd Special meeting of Mayor and Council

Motion: Moran Second: LaCrosse
Approved: Clayton – Feeney – LaCrosse – Miserendino – Moran - Roma
Abstained: Absent:

#2005-49 RESOLVED by Mayor and Council to approve the minutes of the January 26th meeting of Mayor and Council

Motion: Feeney Second: Roma
Approved: Clayton – Feeney – LaCrosse – Miserendino – Moran - Roma
Abstained: Absent:

#2005-50 RESOLVED by Mayor and Council to approve the 2005 Certified Bills List in the amount of \$ 885,759.05

Motion: Clayton Second: LaCrosse
Approved: Clayton – Feeney – LaCrosse – Miserendino – Moran - Roma
Abstained: Absent:

#2005-51 RESOLVED by Mayor and Council to approve the Community Center rentals as follows:

2005 COMMUNITY CENTER				
Jan	29	Brown	Rental:	\$350
Date change (\$25)	829 Tiller Ave		Deposit:	\$500
Prev. Approved 10/20/04				
For 1/22/05				
Apr	17	MacNeil	Rental:	\$350
		1129 Spray Ave	Deposit:	\$500
July	24	Zaragoza	Rental:	\$700
		2 Harpers Ferry Rd.	Deposit:	\$700
		Toms River N.J.		
Dec	10	Panecki	Rental:	\$350
		1328 Mermaid Ave.	Deposit:	\$500
COMMUNITY CENTER 2006				
April	07	Hughes	Rental:	\$350
Date change (\$25)	600 Forecastle Ave		Deposit:	\$500
Prev. Approved				
Apr	08	Stroup	Rental:	\$350
		25 Maple St.	Deposit:	\$500

Motion: LaCrosse Second: Roma
 Approved: Clayton – Feeney – LaCrosse – Miserendino – Moran - Roma
 Abstained: Absent:

#2005-52 RESOLVED by Mayor and Council to approve the following requests for Conference Training and Seminars:

Date:	February	08	Elizabeth Mastropasqua
Location:	Toms River		
Subject:	JIF 2005 Safety Incentive Kickoff Breakfast Meeting		
Cost:	\$0		
Vehicle:	No		

Date:	February	15	DPW – Behrens – Silva - Schiel
Location:	Manchester		
Subject:	JIF – Workplace Violence Avoidance		
Cost:	\$0		
Vehicle:	Yes		

Motion: Roma Second: LaCrosse
 Approved: Clayton – Feeney – LaCrosse – Miserendino – Moran - Roma
 Abstained: Absent:

#2005-53 RESOLVED by Mayor and Council to approve the Borough's participation in the Inter local Service Agreement with the Ocean County Prosecutors Office FAST team; and

FURTHER to authorize the Mayor and Municipal Clerk to execute the agreement on behalf of the Borough of Beachwood..

Motion: Roma Second: LaCrosse
Approved: Clayton – Feeney – LaCrosse – Miserendino – Moran - Roma
Abstained: Absent:

ORDINANCE FIRST READING TITLE ONLY

#2005-01 AN ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY ESTABLISHING THE POSITION OF BOROUGH ADMINISTRATOR AND SETTING FORTH THE DUTIES AND QUALIFICATION OF SAID INDIVIDUAL

#2005-54 RESOLVED by Mayor and Council to approve Ordinance #2005-01 as presented on First Reading Title Only.

Motion: LaCrosse Second: Roma
Approved: Clayton – Feeney – LaCrosse – Miserendino – Moran - Roma
Abstained: Absent:

#2005-02 **FIRST READING TITLE ONLY**
AN ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AMENDING AND SUPPLEMENTING SECTION 4-2 OF THE CODE ENTITLED "HAWKERS, PEDDLERS AND SOLICITORS" TO ESTABLISH SPECIFIC REGULATIONS FOR DOOR-TO-DOOR SALES AND TO FURTHER ESTABLISH A "NO-KNOCK" REGISTRY WITHIN THE BOROUGH

#2005-55 RESOLVED by Mayor and Council to approve Ordinance #2005-02 as presented on First Reading Title Only.

Motion: Feeney Second: Roma
Approved: Clayton – Feeney – LaCrosse – Miserendino – Moran - Roma
Abstained: Absent:

#2005-57 **RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AUTHORIZING A FINAL PAYMENT TO THE OHIO CASUALTY INSURANCE COMPANY AS THE ASSIGNEE OF R. B. REYNOLDS CONTRACTING, INC. IN CONNECTION WITH THE BEACHWOOD FIRE HOUSE PROJECT AND IN THE AMOUNT OF \$113,160.00**

WHEREAS, the Borough of Beachwood previously awarded a contract to R.B. Reynolds Contracting, Inc. for the Beachwood Fire House Addition in the amount of \$470,287.00; and

WHEREAS, throughout the period of construction, a number of municipal lien claims were filed on behalf of various subcontractors; and

WHEREAS, the Ohio Casualty Insurance Company as surety on said project stepped in, took an assignment of the funds from R.B. Reynolds Contracting, Inc. dated May 23, 2004 and processed said lien claims and supplied the appropriate release of those claims to the Borough of Beachwood; and

WHEREAS, the project has now been completed and the necessary documentation to close out the project has been submitted by the contractor; and

WHEREAS, it is now the desire of this governing body to make a payment to the Ohio Casualty Insurance Company in the amount of \$115,590.00 less a requested credit in connection with the cleaning and painting of the floor in the amount of \$2,430.00 for a net amount of \$113,160.00; and

WHEREAS, it is the desire of this governing body to close out said project.

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 Treasurer is hereby authorized to pay to the Ohio Casualty Insurance Company the balance of the project funds in the amount of \$113,160.00 to complete the payment for cost of said project.
2. That upon the adoption of the within resolution, the Clerk is authorized to forward a certified copy of it to the Ohio Casualty Insurance Company, 136 North 3rd Street, Hamilton, Ohio 45025, Attn: Michael B. Wolf, Esq.

Motion: Moran Second: LaCrosse
Approved: Clayton – Feeney – LaCrosse – Miserendino – Moran - Roma
Abstained: Absent:

CORRESPONDENCE

- a. **Girl Scout Troop 231 in thanks for use of Community Center presenting Borough with a DVD player for the Community Center.**

Borough expressed sincere thanks for the gift.

- b. **Carol J. Cushing – 437 Leeward – was scheduled for rental of Community Center Jan, 23, 2005. Snow storm January 22, caused “state of emergency” seeking full refund of rental.**

RESOLUTION

#2005-58 To approve a full refund of rental fees to Carol J. Cushing 437 Leeward Avenue Beachwood, due to “State of Emergency” resulting from Snow Storm January 22, 2005.

Motion: Moran Second: LaCrosse
Approved: Clayton – Feeney – LaCrosse – Miserendino – Moran - Roma
Abstained: Absent:

COUNCIL REPORTS

Mayor Morris No report

Beverly Clayton Thanked Scout Troop 231 for DVD Player.
Recreation Family Fun Bingo Night – Feb. 14.
Reminder – Snow Man Contest in full swing.

Gregory Feeney Borough is 7th in County on percentage of recycling done. Recently attended first County Solid Waste meeting. Staff at county is very helpful with resources and programs.
Police Department looking to upgrade their fingerprinting to “scanning” of prints.
Sgt. Tapp cited for his work with Prosecutors off on “drug court”.

Gerald W. LaCrosse Well #7 waiting on DEP to give o.k. to go. Lime Injection System shop drawings back, and expect to address same shortly. Fireworks program 2005 getting underway, asking residents to get ready to send in donations.

Thomas Miserendino Firemen have Committee going to Pennsylvania to address specs on new truck. New radio system in at County and being programmed. Grant will address \$76,000.00 cost of system.

Patricia A. Moran Slow season for Buildings and Grounds. Currently addressing our list of priorities for Spring projects. Looking at specs to outsource our ground maintenance. Additionally carpeting at Community Center is being reviewed.

Ronald Roma Met Thursday with Ocean County Roads and Bridges to discuss 2005 plans. Read in papers that Mizzen/Railroad approved. Working on drainage issue. Alliance "Winter Volleyball" program is doing great. Nine teams. February 11, Sports Dance and February 18, Movie "Shark Tales". "Star" Parenting classes being co-sponsored by Beachwood – Pine Beach and South Toms River Alliances.

Municipal Attorney Executive Session

Municipal Engineer Oriss: Two grants available through D.O.T. enhancement (Bikeway".
 Moran: Previous engineer submitted for along waterfront.
 Clayton: Can application address re-hab of prior approved projects.? YES

Treasurer Seeking permission to address proposal to have vehicles repaired. Can they move ahead ?.
 YES

**PUBLIC DISCUSSION
TO OPEN**

Motion: Feeney Second: Roma
 Approved: Clayton – Feeney – LaCrosse – Miserendino – Moran - Roma
 Abstained: Absent:

Lipton
 Pennant Ave: Council President doing a great job. Public Works did great job on snow removal. Alliance programs offered for parents are great. Are flyers given out at the schools ?
 ROMA: Yes. Also goes on Channel 21.
 Lipton: Very valuable program.

Novaky
 Maple St. Re: Administrators position – How did it come about.?
 Mayor: Borough has been thinking about it for a long time. Administrator will be in charge of day to day operations. Will address Public Works first. Salary range \$60 - \$100,000.
 Novaky: Should put that money back into services. Restore 2x week garbage in summer. Think this will cost us money.

Feeney: The town has expanded, now over 12,000. Lots of things being done that need greater attention. To provide service puts stress on Borough. Administrator will look at how we do things and recommend changes.

Novaky: Skeptical.

Prince
Windward Ave. Update on John Kirkleski. May be leaving hospital soon. Has had great support from townspeople. Fundraiser being held in March at H.S.South.

TO CLOSE PUBLIC DISCUSSION

Motion: Feeney Second: LaCrosse
Approved: Clayton – Feeney – LaCrosse – Miserendino – Moran - Roma
Abstained: Absent:

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 and Condition of Employment – Public Works
Contractual – Professional Services
Litigation - Lattimer – Engineer
3. It is anticipated that the subject matter discussed may be made public in (90) days.

Motion: Feeney Second: LaCrosse
Approved: Clayton – Feeney – LaCrosse – Miserendino – Moran - Roma
Abstained: Absent:

TO RE-OPEN

Motion: Clayton Second: LaCrosse
Approved: Clayton – Feeney – LaCrosse – Miserendino – Moran - Roma
Abstained: Absent:

NO ACTION TAKEN

TO ADJOURN

Motion: LaCrosse Second: Roma
Approved: Clayton – Feeney – LaCrosse – Miserendino – Moran – Roma
Abstained: Absent:

Submitted by: Elizabeth A. Mastropasqua

Harold R. Morris
Mayor

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