

February 16, 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 ,



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:

COUNCILMEMBERS: Beverly Clayton
Gregory Feeney Ronald Roma
Steven Komsa Edward Zakar

ABSENT: Mayor Ronald Jones, Jr. - Gerald LaCrosse

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.

#2011- 80 **POSSIBLE APPOINTMENT – MAYORAL APPOINTMENT**
_____ To Recreation to fill vacancy created by resignation of Frank Pasucci
_____ Term ending 12/31/2012 (Alt. #2 Land Use)

#2011-81 RESOLVED by Mayor and Council to approve the 2011 Certified Bills List in the amount of \$786,150.17

Motion: Roma Second: Komsa
Approved: Clayton – Feeney – Komsa – Roma – Verga Absent: LaCrosse

#2011-82 RESOLVED by the Governing Body of the Borough of Beachwood to approve the minutes of the

KAVATSIUK, IN THE AMOUNT OF \$ 718.15

WHEREAS, at the Municipal Tax Sale held on September 10, 2010, a lien was sold on Block 9.28 Lot 10 also known 1200 Pacific Avenue for 2009 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #10-00091, was sold to Vasyl Kavatsiuk with a 0% interest rate; and,

WHEREAS, Ann McVicar, owner, effected redemption, for certificate # 10-00091 in the amount of \$718.15

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 10-00091 in the amount of \$718.15

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

#2011-085 AUTHORIZE REFUND OF OVERPAYMENT OF TAXES ON BLOCK 11.04 LOT 11 TO GMAC MORTGAGE, IN THE AMOUNT OF \$3,395.57

WHEREAS, GMAC Mortgage, inadvertently made a duplicate payment on behalf of property owner, Gary Morrison, Block 11.04 Lot 11, in the amount of \$ 3,395.57; and,

WHEREAS, GMAC Mortgage is now requesting a refund of said overpayment.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to authorize the refund of overpayment caused by duplicate payment to GMAC Mortgage, in the amount of \$ 3,395.57

Motion: Zaka Second: Komsa
Approved: Clayton – Feeney – Komsa – Roma – Verga Absent: LaCrosse

#2011-086 RESOLVED by Mayor and Council to approve the requests for Conference – Training – Seminar

Date:	Mar 03	Admin – Elizabeth Mastropasqua
Subject:	County Election Updates	
Location:	Toms River – Quality Inn	
Cost:	\$0	
Vehicle:	No	

Date:	Mar 08	Finance – Elizabeth Sarantinoudis
Subject:	Budget Updates	
Location:	PNC - Holmdel	
Cost:	\$55	
Vehicle:	No	

Date:	Mar 10	Admin & Police – Elizabeth Mastropasqua – Lt. R. Tapp – G. Silva
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Subject:	Safety Awards & Management Program - JIF
Location:	Toms River – Quality Inn
Cost:	\$0
Vehicle:	No

Date:	Apr 26	Finance – Elizabeth Sarantinoudis	Admin. – Elizabeth Mastropasqua
Subject:	Leaves of Absences in N.J.		
Location:	PNC - Holmdel		
Cost:	\$75		
Vehicle:	No		

Date:	May 11	Police - Sgt. Glen DeMarco
Subject:	In Service Training – Arrest, Search and Seizure	
Location:	East Windsor – Holiday Inn	
Cost:	\$185	
Vehicle:	Yes	

Motion: Clayton
Approved: Clayton – Feeney – Komsa – Roma – Verga

Second: Roma
Absent: LaCrosse

#2011- 087 WHEREAS, an emergent condition has arisen with respect to the ability of the Borough of Beachwood to continue paying its employees and vendors; and

WHEREAS, the Borough Council has not yet adopted the 2011 budget; and

WHEREAS, no adequate provision has been made in the 2011 temporary budget for the aforesaid purpose, and N.J.S. 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned; and

WHEREAS, the total emergency temporary resolutions adopted in the year 2011 pursuant to the provisions of Chapter 96,P.L.1951 (N.J. S. 40A:4-20) including this resolution total \$ 2,233,045.05

NOW, THEREFORE, BE IT RESOLVED (not less than two-thirds of all members thereof affirmatively concurring) that in accordance with N.J.S. 40A:4-20:

1. An emergency temporary appropriation be and the same is hereby made for:

<u>2011</u>	<u>SALARY & WAGES</u>	<u>OTHER EXPENSES</u>	<u>TOTAL</u>
Uniform Construction Code	\$ 5,000.00		\$ 5,000.00
Employees Group Health Benefits		\$100,000.00	\$100,000.00
Municipal County Library		\$ 4,750.00	\$ 4,750.00
Environmental Commission		\$ 200.00	\$ 200.00
Police Department – New Vehicle		\$ 30,000.00	\$ 30,000.00
GRAND TOTAL:	\$ 5,000.00	\$134,950.00	\$139,950.00

2. That said emergency temporary appropriations have been provided for in the 2011

Budget under the aforementioned line items.

3. That one certified copy of this resolution be filed with the Director of Local Government Services.

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

#2011-088 RESOLVED by the Governing Body of the Borough of Beachwood to re-appoint John Mauder as the Borough’s CMFO (Four Year Term – this appointment provides for tenure)

Motion: Roma Second: Clayton
Approved: Clayton – Feeney – Komsa – Roma – Verga Absent: LaCrosse

CORRESPONDENCE

None`

Reports	
Roma	Remind public - no alliance dance in March. Community Center refurbishing. Two volleyball sessions left. Flyer on Teen Parenting Program. Starting March 31 for 4 consecutive Thursdays - 6:00 - 8:00 Beachwood Library. Let anyone know who can utilize this program to do so.
Clayton	She and Engineer will be meeting March 16 with DEP. Hope all goes well regarding Beach Erosion - possible project for reventment or bulkheading, something we can do to preserve our beach. Community Center Closes 2/20 until mid March on refurbishment. Eager to get started. In response to recent tragedy involving 3 children, urged all to go home and hug your children.

Roma	<p>Comment on Last Meeting recommendation by Mr. DiBella. Read letter that was sent to Senator Connors into record.</p> <p>Senator Christopher J. Connors 9th Legislative District 620 West Lacey Road Forked River, N.J. 08731</p> <p>Dear Senator Connors:</p> <p>During one of our recent Council meetings a resident addressed a situation involving the use of personal vehicle bearing Specialized License Plates such as but not limited to "MAYOR".</p> <p>It is alleged by this resident that the son of Beachwood's Mayor Ronald W. Jones, Jr , who is a convicted "Tier Three Sex Offender" has been seen driving the vehicle bearing this specialized license plate.</p> <p>The resident expressed serious concern over this particular matter and that of allowing any convicted person to operate any vehicle bearing "specialized license plates". He went on to describe it as "arming the convicted individual with a "lure" or "enticement" in the entrapment of another victim". Our resident went on to suggest that Legislation to address this infraction would assure our citizens that we are addressing their safety.</p> <p>The Beachwood Borough Council members fully support any effort you may extend in the enactment of legislation to address this concern.</p> <p>Sincerely; Ronald Roma Council President</p> <p>RR/eam</p>
Komsa	March 9 - Snow man contest deadline. Send photos in. March 16th awards. 2010 Borough rec'd grant for Energy \$20,000. - and have applied again hoping to receive grant again 2011.
Zakar	Met with Bldg Dept seem to be working well
Feeney	Finalizing plans on Public Works Building as it relates to Energy. Items need to be replaced. Waiting on Garbage Truck and 2 matters for executive.

DiBella -Halliard Ave.	<p>Thanked council for corrective action on "License Plates". Met legislator Angelini and spoke about this issue. She expressed interest and would be contacting our legislators on this. Comments in response to statement by Mrs. Brooks. Attended meeting last night, a public meeting, advertised by WOBN. Contacted Borough Hall as instructed in advertisement and no one knew what it was about. Was under impression it was to have been a Mayor's meeting. No Mayors' in attendance. Concerned it was not properly advertised. Might be a violation of Open Public Meetings Act"</p> <p>Mr. Roma explained how he heard about it and how he address.</p> <p>Borough Clerk flipped on how she handled something a while back involving Recreation. Clerk explained: Mr. Lipton offered a suggestion about a resolution being passed to control who speaks for council. You didn't move on it. You people are not taking the lead. This takes care of the situation.</p> <p>Wish Chief Cairns would have been invited to this meeting, because of comments on "tagging" by gang members. If that is true the public should know about it. Question to Chief for clarification. Did some research on line there hasn't been any gang activity in Beachwood for some time. While informative - it would be nice to have more information on seminars. Council could arrange for these things and advertise them properly and maybe have more than 16 people in attendance. Guest speaker was told he would be coming back to speak at more sessions.</p>
Lipton - Anchor Ave	<p>Mayor is clever about using media - putting out news releases. He has his own agenda. What happened yesterday, was put out by media that had no knowledge that he didn't have the right to do this. He doesn't speak for this town. It was heard over and over "Beachwood and Gangs - Beachwood and Gangs" to the unschooled individual would think that there are gangs here. There are no gangs in Beachwood.</p>

M. Ciomowski

Article by WOBM Comments on her manner of addressing the article and calls to the Borough.

Rosetta Key Reporting

rosetta.key@mrgnj.com

Public officials and citizens from Ocean and Monmouth Counties will be brainstorming in Beachwood this Tuesday on how to keep communities safe from gang violence. It's part of a seminar being hosted by Mayor Ron Jones. He says not even suburban towns are safe as long as teens have money to spend on drugs.

*"So we may not see the gang writing or encryptions on any of our buildings or fences or whatever in Beachwood but the existence of the gangs **are here only because the money is here.**"*

Jones says nationally recognized Gang Violence Expert Louis Jordan of Asbury Park will be addressing those in attendance. The meeting is open to the public.

The gang violence seminar takes place Tuesday, February 15th. Call the Beachwood Borough Hall at (732) 286 6000 for more information.

Jones says the meeting is in response to the tragic shooting death of Lakewood Patrolman Christopher Matlosz on January 14th that is rumored to have street gang ties.

Never said the time. So I called the Borough Hall – was told no one knew anything about it – transferred to Police – they knew nothing about it and was transferred to Mayor's mailbox. Left message and # - Mayors' message provides for another number to call if no response within 2 hours. No return call. Met him just prior to meeting. I mentioned I called and asked why no response. He got snippy with me.

Also, who paid for the lighting and heating to be on here during that meeting. Annoyed that it was allowed to be held under the auspice of Police and Mayors. We look like idiots here. Not to mention a "town with gangs in it, that may come here and do something to our kids, because we have money here" You need to address this and do something about it.

CLOSE TO PUBLIC DISCUSSION

Motion: Zakar

Second: Komsa

Approved: Clayton – Feeney – Komsa – Roma – Zakar

Absent: LaCrosse

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 - Code Enforcement
Contractual - Engineer - Teamsters

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

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

Re-Open

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

ACTION TAKEN AS A RESULT OF EXECUTIVE SESSION

#2011-089 RESOLVED by the Governing Body of the Borough of Beachwood to approve the agreement between the Borough of Beachwood and T & M Associates for Water Main Extension –Cable from Nautilus to Railroad Ave not to exceed \$65,000, pending certification of availability of funds.

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

#2011-090 RESOLVED by the Governing Body of the Borough of Beachwood to approve the agreement between the Borough of Beachwood and T & M Associates for Water Main Extension – Birch & Cable from Ship to Beach, not to exceed \$22,000, pending certification of availability of funds.

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

#2011-091 RESOLVED by the Governing Body of the Borough of Beachwood to authorize the Municipal Engineer to submit a Letter of Interest for “Retrofitting Outfalls” - “Retention Basin “ and Street Sweeper or Jet Vac at a cost of \$1,500.00

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

#2011-092 RESOLVED by the Governing Body of the Borough of Beachwood to authorize the purchase and installation of two (2) Bay window replacements for the Beachwood Library in the amount of \$4,350 from Genchi.

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

ADJOURN

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

Second: Feeney
Absent: LaCrosse

Prepared by: E.A. Mastropasqua

Ronald W. Jones, Jr.
Mayor

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