

**Meeting Minutes  
February 19, 2014  
Beachwood Municipal Complex  
1600 Pinewald Rd.  
7:00 PM**

Call to Order by Mayor Roma.

| <b>Mayor and Council Roll Call</b> | <b>Present</b> | <b>Absent</b> | <b>Excused Tardy</b> |
|------------------------------------|----------------|---------------|----------------------|
| Mayor Ronald Roma, Jr.             | X              |               |                      |
| Council President Steven Komsa     | X              |               |                      |
| Councilwoman Beverly Clayton       |                | X             |                      |
| Councilman Gregory Feeney          | X              |               |                      |
| Councilman Gerald LaCrosse         | X              |               |                      |
| Councilman Thomas Miserendino      | X              |               |                      |
| Councilman Edward Zakar            | X              |               |                      |

Also present were William Hierung, Esq. of Hierung, Gannon and McKenna; Jim Oris, PE, PP, CME of T&M Associates; CFO John Mauder; and Treasurer Elizabeth Sarantinoudis

Flag Salute led by Mayor Roma.

**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 emailed to the Asbury Park Press and the Ocean Signal and posted on the Borough website on January 6, 2014.

**REMEMBRANCE PRAYER**

While we pray for the safe return of our serving men and women, we must remember that 152 servicemen and women from New Jersey have been killed in service to our country in Iraq and Afghanistan and around the world. Our war dead must always be remembered. Their Heroism deserves its glory, so too does the bravery of each who entered the unknown of conflict and gave their lives to the cause of Freedom. The greatest tribute we can give is remembering our Honored Dead. In their memory, we ask for a moment of silence and prayer for all our disabled veterans, those missing in action and a call for the swift return of all our serving men and women.

**PRESENTATION**

- Mayor Roma presented a Certificate of Appreciation to the Living Word Baptist Church and VBS Children



Pastor Sue Royale gave an overview of the VBS children’s mission to help others. This past summer, the children collected loose change to donate towards a Sandy Relief project. To replace the damaged Borough’s flags, the VBS

children donated their collection of \$135.00 to the Borough of Beachwood. Pastor and children approached the dais to receive their Certificate of Appreciation from Mayor Roma. Mayor thanked Pastor and children for their generosity and commended them on their outstanding citizenship.

**FIRST READING FOR ORDINANCE #2014-01 READ BY TITLE ONLY**

**ORDINANCE #2014-01  
AN ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AMENDING CHAPTER X,  
BUILDING AND HOUSING TO REPEAL AND REPLACE SECTION 10-2 ENTITLED "SCHEDULE OF UNIFORM  
CONSTRUCTION CODE FEES"**

| COMMITTEE                     | MOTION   | 2ND      | AYES     | NAYS | ABSTAIN | ABSENT   |
|-------------------------------|----------|----------|----------|------|---------|----------|
| <i>Councilwoman Clayton</i>   |          |          |          |      |         | <b>X</b> |
| <i>Councilman Feeney</i>      |          |          | <b>X</b> |      |         |          |
| <i>Councilman Komsa</i>       |          |          | <b>X</b> |      |         |          |
| <i>Councilman LaCrosse</i>    |          | <b>X</b> | <b>X</b> |      |         |          |
| <i>Councilman Miserendino</i> | <b>X</b> |          | <b>X</b> |      |         |          |
| <i>Councilman Zakar</i>       |          |          | <b>X</b> |      |         |          |

**Public Hearing will be held on MARCH 5, 2014 at 7pm in Borough Hall**

**RESOLUTION #2014 –70  
BEACHWOOD BOROUGH  
APPROVAL OF BILLS AND CLAIMS**

**WHEREAS**, The Chief Financial Officer has certified and submitted a consolidated bill list for the payment of claims; and

**WHEREAS**, all vouchers listed herewith have been encumbered and sufficient funds are available for payment; and

**WHEREAS**, the required signatures of the Department Head and/or the Finance Chairperson, the Vendor, and the Chief Financial Officer, have all been obtained on each voucher on the attached list.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Borough Council of Beachwood Borough that the voucher list submitted is hereby approved for payment in the total amount of **\$985,465.81**.

**BE IT FURTHER RESOLVED** that a copy of this approval be forwarded to the following:

1. Municipal Clerk
2. John Mauder, Chief Financial Officer
3. Elizabeth Sarantinoudis, Treasurer

| COMMITTEE                     | MOTION   | 2ND      | AYES     | NAYS | ABSTAIN | ABSENT   |
|-------------------------------|----------|----------|----------|------|---------|----------|
| <i>Councilwoman Clayton</i>   |          |          |          |      |         | <b>X</b> |
| <i>Councilman Feeney</i>      |          | <b>X</b> | <b>X</b> |      |         |          |
| <i>Councilman Komsa</i>       | <b>X</b> |          | <b>X</b> |      |         |          |
| <i>Councilman LaCrosse</i>    |          |          | <b>X</b> |      |         |          |
| <i>Councilman Miserendino</i> |          |          | <b>X</b> |      |         |          |
| <i>Councilman Zakar</i>       |          |          | <b>X</b> |      |         |          |

**ACCEPTANCE OF MINUTES  
RESOLUTION 2014-71**

**BE IT RESOLVED** THAT THE FOLLOWING MINUTES BE AND ARE HEREBY ACCEPTED AND FILED:

**MAYOR AND BOROUGH COUNCIL**

February 19, 2014 – Regular Meeting  
February 19, 2014 – Executive Meeting

**Regular February 19, 2014**

| COMMITTEE                     | MOTION   | 2ND      | AYES     | NAYS | ABSTAIN  | ABSENT   |
|-------------------------------|----------|----------|----------|------|----------|----------|
| <i>Councilwoman Clayton</i>   |          |          |          |      |          | <b>X</b> |
| <i>Councilman Feeney</i>      |          |          | <b>X</b> |      |          |          |
| <i>Councilman Komsa</i>       | <b>X</b> |          | <b>X</b> |      |          |          |
| <i>Councilman LaCrosse</i>    |          |          |          |      | <b>X</b> |          |
| <i>Councilman Miserendino</i> |          | <b>X</b> | <b>X</b> |      |          |          |
| <i>Councilman Zakar</i>       |          |          | <b>X</b> |      |          |          |

**Executive Session February 19, 2014**

| COMMITTEE                     | MOTION   | 2ND      | AYES     | NAYS | ABSTAIN  | ABSENT   |
|-------------------------------|----------|----------|----------|------|----------|----------|
| <i>Councilwoman Clayton</i>   |          |          |          |      |          | <b>X</b> |
| <i>Councilman Feeney</i>      |          |          | <b>X</b> |      |          |          |
| <i>Councilman Komsa</i>       | <b>X</b> |          | <b>X</b> |      |          |          |
| <i>Councilman LaCrosse</i>    |          |          |          |      | <b>X</b> |          |
| <i>Councilman Miserendino</i> |          | <b>X</b> | <b>X</b> |      |          |          |
| <i>Councilman Zakar</i>       |          |          | <b>X</b> |      |          |          |

**RESOLUTION #2014-72**

**RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY  
AUTHORIZING TRAINING-SEMINAR-CONFERENCE ATTENDANCE**

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

|           |  |          |     |
|-----------|--|----------|-----|
| Date:     | Feb. 26, 2014 for G Silva, K Patterson <b>APPROVED</b>   |          |     |
| Location: | Rutgers University   |          |     |
| Subject:  | Prepare Recycle Tonnage Report   |          |     |
| Cost:     | \$50.00/pp   | Vehicle: | Yes |
| Date:     | Mar. 5 - 7, 2014 for T DiMichele <b>Tabled for Discussion in Exec. Session: Request Denied</b> |          |     |
| Location: | Atlantic City  |          |     |
| Subject:  | NJ International Assoc. Of Arson Investigators Training Conference (1.5 CEUs)                  |          |     |
| Cost:     | \$400.00/pp  | Vehicle: | No  |
| Date:     | Feb. 25, 2014 for S Minock <b>APPROVED</b>   |          |     |
| Location: | Ocean County Vocational Technical School   |          |     |
| Subject:  | Ocean County Clerk’s Annual Elections Breakfast Meeting 9am – 12pm                             |          |     |
| Cost:     | \$0.00/pp  | Vehicle: | No  |
| Date:     | Feb. 18, 2014, Feb. 20, 2014 for S Minock; G Silva; J Behrens; C Schiel <b>APPROVED</b>        |          |     |
| Location: | Beachwood Municipal Bldg; Beachwood Community Center   |          |     |
| Subject:  | JIF Training: MGR & Supervisors; Safety Coordinator  |          |     |
| Cost:     | \$0.00/pp  | Vehicle: | No  |

**BE IT FURTHER RESOLVED** that a copy of this approval be forwarded to the following:

1. Municipal Clerk
2. John Mauder, Chief Financial Officer
3. Elizabeth Sarantinoudis, Treasurer

4. John Behrens, DPW Supervisor
5. Thomas DiMichele, Fire Prevention

**Councilman Zakar requested tabling resolution for Executive Session. Motion to deny the NJ International Assoc. Of Arson Investigators Training Conference and approve the remaining requests.**

| COMMITTEE                     | MOTION | 2ND | AYES | NAYS | ABSTAIN | ABSENT |
|-------------------------------|--------|-----|------|------|---------|--------|
| <i>Councilwoman Clayton</i>   |        |     |      |      |         | X      |
| <i>Councilman Feeney</i>      |        |     |      |      |         | X      |
| <i>Councilman Komsa</i>       |        |     | X    |      |         |        |
| <i>Councilman LaCrosse</i>    | X      |     | X    |      |         |        |
| <i>Councilman Miserendino</i> |        | X   | X    |      |         |        |
| <i>Councilman Zakar</i>       |        |     | X    |      |         |        |

**RESOLUTION #2014-73**

**RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AUTHORIZING RENTALS AT THE BEACHWOOD COMMUNITY CENTER**

**RESOLVED** by Mayor and Council to approve the following requests for Community Center Rentals:

| <u>Date</u> | <u>Name/Event</u>                | <u>Rental:</u> | <u>Deposit:</u> |
|-------------|----------------------------------|----------------|-----------------|
| 3/29/14     | Kelshaw, J. (Panecki fundraiser) | WAIVER         | WAIVER          |
| 6/6/14      | CASA of Ocean County(fundraiser) | WAIVER         | WAIVER          |
| 9/13/14     | DiGrazia, B.                     | \$800.00       | \$800.00        |
| 6/22/14     | Ernst, C.                        | \$400.00       | \$600.00        |
| 8/2/14      | Monda, P.                        | \$400.00       | \$600.00        |
| 8/23/14     | Horvath, R.                      | \$400.00       | \$600.00        |
| 7/19/14     | Perez, M.                        | \$400.00       | \$600.00        |
| 4/13/14     | Hudler, B.                       | \$400.00       | \$600.00        |

| COMMITTEE                     | MOTION | 2ND | AYES | NAYS | ABSTAIN | ABSENT |
|-------------------------------|--------|-----|------|------|---------|--------|
| <i>Councilwoman Clayton</i>   |        |     |      |      |         | X      |
| <i>Councilman Feeney</i>      | X      |     | X    |      |         |        |
| <i>Councilman Komsa</i>       |        |     | X    |      |         |        |
| <i>Councilman LaCrosse</i>    |        | X   | X    |      |         |        |
| <i>Councilman Miserendino</i> |        |     | X    |      |         |        |
| <i>Councilman Zakar</i>       |        |     | X    |      |         |        |

**RESOLUTION  
#2013-74**

**RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #04-018 TO LIEN HOLDER, ARQUE TAX RECEIVABLE FUND, LP IN THE AMOUNT OF \$31,723.90.**

**WHEREAS**, at the Municipal Tax Sale held on September 15, 2004 a lien was sold on Block 9.14 Lot 13 also known as 1428 Spray Ave. for 2003 delinquent municipal charges; and,

**WHEREAS**, this lien, known as Tax Sale Certificate #04-018 as sold to Arque Tax Receivable Fund, LP with an 0% interest rate;

**WHEREAS**, Michael & Lorelei Thees; owners, effected redemption, for certificate #04-018 in the amount of \$31,723.90.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, Arque Tax Receivable Fund, LP for the redemption of certificate #04-018 in the amount of \$31,723.90.

| COMMITTEE                     | MOTION   | 2ND      | AYES     | NAYS | ABSTAIN | ABSENT   |
|-------------------------------|----------|----------|----------|------|---------|----------|
| <i>Councilwoman Clayton</i>   |          |          |          |      |         | <b>X</b> |
| <i>Councilman Feeney</i>      | <b>X</b> |          | <b>X</b> |      |         |          |
| <i>Councilman Komsa</i>       |          |          | <b>X</b> |      |         |          |
| <i>Councilman LaCrosse</i>    |          | <b>X</b> | <b>X</b> |      |         |          |
| <i>Councilman Miserendino</i> |          |          | <b>X</b> |      |         |          |
| <i>Councilman Zakar</i>       |          |          | <b>X</b> |      |         |          |

**RESOLUTION  
#2013-75**

**RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #10-00114 TO LIEN HOLDER, JEFF HORN IN THE AMOUNT OF \$26,890.50 WITH A PREMIUM OF \$2,400.00.**

**WHEREAS**, at the Municipal Tax Sale held on September 10, 2010, a lien was sold on Block 10.27 Lot 4 also known as 825 Mermaid Ave. for 2009 delinquent municipal charges; and,

**WHEREAS**, this lien, known as Tax Sale Certificate #10-00114 as sold to Jeff Horn with an 0% interest rate and a premium of \$2,400.00;

**WHEREAS**, Joseph Pandure; owner, effected redemption, for certificate #10-00114 in the amount of \$26,890.50.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, Jeff Horn for the redemption of certificate #10-00114 in the amount of \$29,290.50.

| COMMITTEE                     | MOTION   | 2ND      | AYES     | NAYS | ABSTAIN | ABSENT   |
|-------------------------------|----------|----------|----------|------|---------|----------|
| <i>Councilwoman Clayton</i>   |          |          |          |      |         | <b>X</b> |
| <i>Councilman Feeney</i>      | <b>X</b> |          | <b>X</b> |      |         |          |
| <i>Councilman Komsa</i>       |          |          | <b>X</b> |      |         |          |
| <i>Councilman LaCrosse</i>    |          | <b>X</b> | <b>X</b> |      |         |          |
| <i>Councilman Miserendino</i> |          |          | <b>X</b> |      |         |          |
| <i>Councilman Zakar</i>       |          |          | <b>X</b> |      |         |          |

**RESOLUTION  
#2013-76**

**RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #13-00093 TO LIEN HOLDER, US BANK CUST FOR BV001, LLC IN THE AMOUNT OF \$9,667.62 WITH A PREMIUM OF \$9,000.00.**

**WHEREAS**, at the Municipal Tax Sale held on May 17, 2013, a lien was sold on Block 9.10 Lot 13 also known as 1328 Neptune Ave. for 2012 delinquent municipal charges; and,

**WHEREAS**, this lien, known as Tax Sale Certificate #13-00093 as sold to US Bank Cust for BV001 LLC with an 0% interest rate and a premium of \$9,000.00;

**WHEREAS**, Harold & Mary Liscombe; owners, effected redemption, for certificate #13-00093 in the amount of \$9,667.62.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, US Bank Cust for BV001 LLC for the redemption of certificate #13-00093 in the amount of \$18,667.62.

| COMMITTEE                     | MOTION | 2ND | AYES | NAYS | ABSTAIN | ABSENT |
|-------------------------------|--------|-----|------|------|---------|--------|
| <i>Councilwoman Clayton</i>   |        |     |      |      |         | X      |
| <i>Councilman Feeney</i>      | X      |     | X    |      |         |        |
| <i>Councilman Komsa</i>       |        |     | X    |      |         |        |
| <i>Councilman LaCrosse</i>    |        | X   | X    |      |         |        |
| <i>Councilman Miserendino</i> |        |     | X    |      |         |        |
| <i>Councilman Zakar</i>       |        |     | X    |      |         |        |

**RESOLUTION  
#2013-77**

**RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #13-00125 TO LIEN HOLDER, US BANK CUST FOR PRO CAP II, LLC IN THE AMOUNT OF \$2,861.96.**

**WHEREAS**, at the Municipal Tax Sale held on May 17, 2013, a lien was sold on Block 11.22 Lot 16 also known as 28 Nautilus St. for 2012 delinquent municipal charges; and,

**WHEREAS**, this lien, known as Tax Sale Certificate #13-00125 as sold to US Bank Cust for Pro Cap II, LLC with an 0% interest rate;

**WHEREAS**, Virginia Walters; owner, effected redemption, for certificate #13-00125 in the amount of \$2,861.96.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, US Bank Cust for Pro Cap II, LLC for the redemption of certificate #13-00125 in the amount of \$2,861.96.

| COMMITTEE                     | MOTION | 2ND | AYES | NAYS | ABSTAIN | ABSENT |
|-------------------------------|--------|-----|------|------|---------|--------|
| <i>Councilwoman Clayton</i>   |        |     |      |      |         | X      |
| <i>Councilman Feeney</i>      | X      |     | X    |      |         |        |
| <i>Councilman Komsa</i>       |        |     | X    |      |         |        |
| <i>Councilman LaCrosse</i>    |        | X   | X    |      |         |        |
| <i>Councilman Miserendino</i> |        |     | X    |      |         |        |
| <i>Councilman Zakar</i>       |        |     | X    |      |         |        |

**RESOLUTION 2014 – 78  
BOROUGH OF BEACHWOOD  
OCEAN COUNTY**

**A RESOLUTION AUTHORIZING PROVISIONAL SENIOR MECHANIC APPOINTMENT OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY**

**WHEREAS**, Mechanic, Michael Gadevaia, has been recommended for promotion to Senior Mechanic by Department of Public Works Supervisor; and

**WHEREAS**, Mr. Gadevaia has the received Civil Service Promotional Announcement and given the opportunity to make application; and

**NOW, THEREFORE, BE IT RESOLVED** the Borough Mayor and Council of the Borough of Beachwood, County of Ocean and State of New Jersey authorize promotion of Senior Mechanic to Michael Gadevaia at his current annual pay rate of \$53,697.00 pending Civil Service Promotional Procedures and

**BE IT FURTHER RESOLVED** that a copy of this approval be forwarded to the following:

1. Municipal Clerk
2. John Mauder, Chief Financial Officer
3. Elizabeth Sarantinoudis, Treasurer
4. John Behrens, DPW Supervisor

| COMMITTEE                     | MOTION   | 2ND      | AYES     | NAYS | ABSTAIN | ABSENT   |
|-------------------------------|----------|----------|----------|------|---------|----------|
| <i>Councilwoman Clayton</i>   |          |          |          |      |         | <b>X</b> |
| <i>Councilman Feeney</i>      | <b>X</b> |          | <b>X</b> |      |         |          |
| <i>Councilman Komsa</i>       |          |          | <b>X</b> |      |         |          |
| <i>Councilman LaCrosse</i>    |          | <b>X</b> | <b>X</b> |      |         |          |
| <i>Councilman Miserendino</i> |          |          | <b>X</b> |      |         |          |
| <i>Councilman Zakar</i>       |          |          | <b>X</b> |      |         |          |

**RESOLUTION 2014-79**

**RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY, AUTHORIZING THE RELEASE OF MAINTENANCE BOND IN THE AMOUNT OF \$7,662.90 POSTED BY JAMES AND GRAZIA SOBIESKI FOR MINOR SITE PLAN, BLOCK 4.01, LOT 2, 725 ATLANTIC CITY BOULEVARD, BEACHWOOD, NEW JERSEY**

**WHEREAS**, James and Grazia Sobieski posted a maintenance bond number 5032443M in the amount of \$7,662.90 with the Borough of Beachwood in connection with minor site plan – Block 4.01, Lot 2, 725 Atlantic City Boulevard; and

**WHEREAS**, as a result of the completion of said bonded improvements, the developer has requested the release of maintenance bond; and

**WHEREAS**, Borough Engineers, T&M Associates have reviewed said request and recommended the release of maintenance bond number 5032443M; and

**WHEREAS**, it is now the desire of this governing body to act upon the 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 authorizes the release maintenance bond number 5032443M posted by James and Grazia Sobieski in the amount of \$7,662.90 with the Borough of Beachwood in connection with minor site plan – Block 4.01, Lot 2, 725 Atlantic City Boulevard guarantee based upon the Borough Engineer’s recommendation.
2. That prior to the release of the above-referenced performance guarantee, the developer shall reimburse the Borough for the cost of any outstanding construction inspection fees as determined by the Borough Treasurer.
3. That Upon adoption of the within Resolution the Clerk is authorized to forward a copy of same to Borough Engineer, Borough Clerk, Borough Treasurer and James and Garazia Sobieski.

| COMMITTEE                   | MOTION | 2ND | AYES | NAYS | ABSTAIN | ABSENT   |
|-----------------------------|--------|-----|------|------|---------|----------|
| <i>Councilwoman Clayton</i> |        |     |      |      |         | <b>X</b> |

|                               |   |   |   |  |  |  |
|-------------------------------|---|---|---|--|--|--|
| <i>Councilman Feeney</i>      |   |   | X |  |  |  |
| <i>Councilman Komsa</i>       |   | X | X |  |  |  |
| <i>Councilman LaCrosse</i>    |   |   | X |  |  |  |
| <i>Councilman Miserendino</i> | X |   | X |  |  |  |
| <i>Councilman Zakar</i>       |   |   | X |  |  |  |

**RESOLUTION 2014-80  
RESOLUTION OF THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY, IN  
SUPPORT OF ASSEMBLY BILL NO. 3497**

**WHEREAS**, There is now pending in the New Jersey State Assembly, Bill No. 3497; and

**WHEREAS**, Bill No. 3497 revises New Jersey Foreclosure Act to require residential mortgage and loan services to document their right to foreclose and offer consultations on alternatives to foreclosure and further provides for an expedited process for foreclosing abandoned properties; and

**WHEREAS**, the Bill helps consumers by offering “loss mitigation options” which means an alternative to foreclosure including modification of a loan; and

**WHEREAS**, the Bill assists municipalities and other government agencies by providing an expedited process for the lenders to foreclose abandoned properties; and

**WHEREAS**, the recent financial crisis has increased the number of foreclosures in the State of New Jersey and resulted in abandoned properties which can be an eyesore to the community; and

**WHEREAS**, Bill No. 3497 is designed to help facilitate the foreclosure property or provide for alternative measures to prevent abandoned properties; and

**WHEREAS**, the Mayor and Council of the Borough of Beachwood believes that Bill No. 3497 is in the best interest of the residents of the Borough of Beachwood

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Beachwood, County of Ocean, State of New Jersey, supports the passage of Bill No. 3497 which would revise the residential property mortgage foreclosure process.

| COUNCIL                       | MOTION | 2ND | AYES | NAYS | ABSTAIN | ABSENT |
|-------------------------------|--------|-----|------|------|---------|--------|
| <i>Councilwoman Clayton</i>   |        |     |      |      |         | X      |
| <i>Councilman Feeney</i>      |        |     | X    |      |         |        |
| <i>Councilman Komsa</i>       |        |     | X    |      |         |        |
| <i>Councilman LaCrosse</i>    |        | X   | X    |      |         |        |
| <i>Councilman Miserendino</i> |        |     | X    |      |         |        |
| <i>Councilman Zakar</i>       | X      |     | X    |      |         |        |

**RESOLUTION 2014 – 81  
BOROUGH OF BEACHWOOD  
OCEAN COUNTY  
A RESOLUTION AUTHORIZING ADOPTION OF REVISED HOLD HARMLESS AGREEMENT FOR RENTAL CONTRACTS  
OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY**

**WHEREAS**, the Borough of Beachwood currently engages in rentals for the Community Center and Mayo Park to the public; and

**WHEREAS**, the current rental applications accompany a Hold Harmless Agreement between the Borough and applicants; and

**WHEREAS**, the Governing Body feels the language in the Hold Harmless Agreement can be more specific to rental usages and occupants; and

**NOW, THEREFORE, BE IT RESOLVED** the Borough Council of the Borough of Beachwood, County of Ocean and State of New Jersey to authorize adoption of the revised Hold Harmless Agreement to carry more specific language of the usages and occupants within said agreement

| COMMITTEE                     | MOTION | 2ND | AYES | NAYS | ABSTAIN | ABSENT |
|-------------------------------|--------|-----|------|------|---------|--------|
| <i>Councilwoman Clayton</i>   |        |     |      |      |         | X      |
| <i>Councilman Feeney</i>      |        |     | X    |      |         |        |
| <i>Councilman Komsa</i>       |        | X   | X    |      |         |        |
| <i>Councilman LaCrosse</i>    |        |     | X    |      |         |        |
| <i>Councilman Miserendino</i> | X      |     | X    |      |         |        |
| <i>Councilman Zakar</i>       |        |     | X    |      |         |        |

**RESOLUTION 2014-82**

**RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AWARDING A CONTRACT FOR THE WATER MAIN REPLACEMENT AND ROADWAY AND DRAINAGE IMPROVEMENTS TO SHIP AVENUE TO MSP CONSTRUCTION CORP. IN THE AMOUNT OF \$524,850.00 IN ACCORDANCE WITH THE BOROUGH'S BID SPECIFICATIONS**

**WHEREAS**, the Borough of Beachwood previously advertised for the receipt of bids on February 11, 2014 for the Beachwood Water Main Replacement and Roadway and Drainage Improvements to Ship Avenue ; and

**WHEREAS**, at the time and place for the receipt of bids six (6) bids were received ranging from a low of \$524,850.00 to the high of \$718,924.69; and

**WHEREAS**, the Borough's Engineer, T&M Associates, has reviewed said low bid of MSP Construction Corp. in the amount of \$524,850.00 and has recommended the same for award; and

**WHEREAS**, the Borough's Attorney has reviewed the three (3) lowest bids and found all to be in proper form and order; and

**WHEREAS**, the Borough's Chief Financial Officer has certified that funds are available for said project; and

**WHEREAS**, it is the desire of this Governing Body to award a Contract in accordance with the 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 award a Contract to MSP Construction Corp. for the Beachwood Water Main Replacement and Roadway and Drainage Improvements to Ship Avenue Project in the bid amount of \$524,850.00.
2. That upon the adoption of the within resolution, the Borough Clerk is authorized to forward a certified copy of it to the Borough Engineer, the Borough CFO, the Borough Treasurer and MSP Construction Corp.

| COMMITTEE | MOTION | 2ND | AYES | NAYS | ABSTAIN | ABSENT |
|-----------|--------|-----|------|------|---------|--------|
|-----------|--------|-----|------|------|---------|--------|

|                               |   |   |   |  |  |   |
|-------------------------------|---|---|---|--|--|---|
| <i>Councilwoman Clayton</i>   |   |   |   |  |  | X |
| <i>Councilman Feeney</i>      | X |   | X |  |  |   |
| <i>Councilman Komsa</i>       |   |   | X |  |  |   |
| <i>Councilman LaCrosse</i>    |   |   | X |  |  |   |
| <i>Councilman Miserendino</i> |   | X | X |  |  |   |
| <i>Councilman Zakar</i>       |   |   | X |  |  |   |

**RESOLUTION 2014-83**

**RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AWARDING A CONTRACT FOR LANDFILL MONITORING WELL TESTING FOR THE YEAR 2014 TO J.R. HENDERSON LABS, INC. IN THE AMOUNT OF \$3,600.00 IN ACCORDANCE WITH THE BOROUGH'S SPECIFICATIONS**

**WHEREAS**, the Borough of Beachwood previously sought proposals for 2014 Landfill Monitoring Well Testing ; and

**WHEREAS**, the Borough received two (2) proposals in the amount of \$3,600.00 and \$7,024.00; and

**WHEREAS**, the Borough's Engineer, T&M Associates, has reviewed the proposal of J.R. Henderson Labs, Inc. in the amount of \$3,600.00 and has recommended the same for award; and

**WHEREAS**, the Borough's Attorney has reviewed said proposals and found them to be in proper form and order; and

**WHEREAS**, the Borough's Chief Financial Officer has certified that funds are available for said testing; and

**WHEREAS**, it is the desire of this Governing Body to award a Contract in accordance with the 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 awards a Contract to J.R. Henderson Labs, Inc. for the landfill monitoring well testing for the year 2014 in the amount of \$3,600.00.
2. That upon the adoption of the within resolution, the Borough Clerk is authorized to forward a certified copy of it to the Borough Engineer, the Borough CFO, the Borough Treasurer and J.R.Henderson Labs, Inc.

| COMMITTEE                     | MOTION | 2ND | AYES | NAYS | ABSTAIN | ABSENT |
|-------------------------------|--------|-----|------|------|---------|--------|
| <i>Councilwoman Clayton</i>   |        |     |      |      |         | X      |
| <i>Councilman Feeney</i>      |        | X   | X    |      |         |        |
| <i>Councilman Komsa</i>       |        |     | X    |      |         |        |
| <i>Councilman LaCrosse</i>    | X      |     | X    |      |         |        |
| <i>Councilman Miserendino</i> |        |     | X    |      |         |        |
| <i>Councilman Zakar</i>       |        |     | X    |      |         |        |

**CORRESPONDENCE**

- January 2014 Police Department Report
- January 2014 Tax Collector Report

**MOTION TO NOTE AND FILE CORRESPONDENCE**

| COMMITTEE | MOTION | 2ND | AYES | NAYS | ABSTAIN | ABSENT |
|-----------|--------|-----|------|------|---------|--------|
|-----------|--------|-----|------|------|---------|--------|

|                               |          |          |          |  |  |          |
|-------------------------------|----------|----------|----------|--|--|----------|
| <i>Councilwoman Clayton</i>   |          |          |          |  |  | <b>X</b> |
| <i>Councilman Feeney</i>      |          |          | <b>X</b> |  |  |          |
| <i>Councilman Komsa</i>       |          | <b>X</b> | <b>X</b> |  |  |          |
| <i>Councilman LaCrosse</i>    | <b>X</b> |          | <b>X</b> |  |  |          |
| <i>Councilman Miserendino</i> |          |          | <b>X</b> |  |  |          |
| <i>Councilman Zakar</i>       |          |          | <b>X</b> |  |  |          |

**MAYOR & COUNCIL REPORTS**

**Mayor Roma**

- Mayor Roma thanked Pastor Sue and the VBS children
- Welcomed Katie Fernandez, the Manager of the Beachwood Branch of the Ocean County Library
- The last night for Volleyball is approaching...there will be a pizza party
- Thank you to Liz and Sue for the preparation of Bette’s retirement party
- Mayor read aloud an article about Sgt. Frank Melillo submitted by the person whose life was saved by Sgt. Melillo. The Sergeant received a 1st Aid call for a 45 year old male who was not breathing. Sergeant started CPR and got the AED started and he saved the man’s life. The patient is on a 1st Aid squad in his home town. Sgt. Melillo has received the Life Saving award at the First Aid Installation dinner earlier this year.

**Council President Komsa**

- Thanked Pastor Sue and the church
- Annual Snowman contest deadline is March 12th. Awards to be presented at the March 19th meeting
- The Easter Egg Hunt will take place on April 13th

**Councilman Zakar**

- Thanked Pastor and the kids
- Attended the Environmental Shade Tree Commission Meeting: Carl Schmidt is the Chair; Sarah McNabb is the Vice Chair; and Theresa Nielson is the Secretary

**Councilman Feeney**

- Welcomed Katie from the Library
- Commended DPW for their monumental work with all the snow & ice storms including the garbage pick up
- Thanked Finance for the snow trust
- Two matters for Executive Session

Mayor Roma received a call from an elderly resident whose husband was unable to shovel the end of her driveway that was plowed over. DPW went out to shovel the end of her driveway as a courtesy

**Councilman LaCrosse**

- Vacation was enjoyable but glad to be home
- DEP meeting is going well. Things are moving along with the redesign of the outfalls to reduce the runoff.

**Councilman Miserendino**

- No report

**CFO John Mauder**

- No report

**Engineer Jim Oris**

-The Beachwood Beach –County -DEP project is moving along. It is funded with EIT funding; 50% forgiveness where the County will pick up 25% and Beachwood has 25%. Ownership of new outfall will be responsibility of the County. This project is very high on the list for the DEP. The relocation should start in the fall which will include resurfacing of the parking lot.

-The Ship Avenue project is projected to take about 3 to 4 weeks

-This week, a water main break occurred on Beachwood Blvd and Barnegat in the County’s Right-of-Way; the break is not related to the recent work

Mayor interjected that the Pinewald Road project will begin soon. He also made mention of the cell tower again losing pieces of materials which is a safety issue for the residents in that area. The providers took 2 days to come out to fix it. The Borough Attorney and Engineer will reach out to the carriers. Mr. Oris recommended to implement conditions on the new leases of each carrier.

**Attorney Bill Hiering**

- No report

**Katie Fernandez Beachwood Library Branch Manager**

-Introduced herself to Mayor and Council and gave an overview of the Friends of Beachwood Library; a dedicated group of volunteers promoting services: book & bake sales; annual membership drive; the Friends meet the 1st Friday of each month at 10am. The library accepts donations of books, dvds, cds and they are also collecting prom dresses at the Jackson; Toms River; and Barnegat branches

**Clerk Sue Minock**

-No report

**PUBLIC DISCUSSION- TO OPEN**

| COUNCIL                       | MOTION   | 2ND      | AYES     | NAYS | ABSTAIN | ABSENT   |
|-------------------------------|----------|----------|----------|------|---------|----------|
| <i>Councilwoman Clayton</i>   |          |          |          |      |         | <b>X</b> |
| <i>Councilman Feeney</i>      | <b>X</b> |          | <b>X</b> |      |         |          |
| <i>Councilman Komsa</i>       |          | <b>X</b> | <b>X</b> |      |         |          |
| <i>Councilman LaCrosse</i>    |          |          | <b>X</b> |      |         |          |
| <i>Councilman Miserendino</i> |          |          | <b>X</b> |      |         |          |
| <i>Councilman Zakar</i>       |          |          | <b>X</b> |      |         |          |

-David Lipton arose to speak to Council. He asked about the introduction of Ordinance 2014-01 and does it mean the builders permit fees will increase. Mayor indicated that it was an introduction and the Public Hearing will be on March 5th. Mr. Lipton requested a copy of the ordinance and he was given a copy by Mr. Oris.

**PUBLIC DISCUSSION- TO CLOSE**

| COUNCIL                       | MOTION   | 2ND      | AYES     | NAYS | ABSTAIN | ABSENT   |
|-------------------------------|----------|----------|----------|------|---------|----------|
| <i>Councilwoman Clayton</i>   |          |          |          |      |         | <b>X</b> |
| <i>Councilman Feeney</i>      | <b>X</b> |          | <b>X</b> |      |         |          |
| <i>Councilman Komsa</i>       |          | <b>X</b> | <b>X</b> |      |         |          |
| <i>Councilman LaCrosse</i>    |          |          | <b>X</b> |      |         |          |
| <i>Councilman Miserendino</i> |          |          | <b>X</b> |      |         |          |
| <i>Councilman Zakar</i>       |          |          | <b>X</b> |      |         |          |

**EXECUTIVE SESSION**

**BOROUGH OF BEACHWOOD  
RESOLUTION 2014-84  
AUTHORIZING A CLOSED SESSION MEETING**

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 and P.L. 2001, C. 404, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Borough Council of the Borough of Beachwood wishes to go into a closed Executive Session and is of the opinion that such circumstances presently exist which should not be discussed in public, and

WHEREAS the Open Public Meetings Act pursuant to N.J.S.A. 47:1A-1 and N.J.S.A. 10:4-12 permits the Borough Council to discuss certain matter(s) in private, and in this case for the purpose of the Borough Council to discuss, Contractual, Terms and Conditions, and Personnel all of which requires attorney-client privilege in this regard;

1. Terms and Conditions – Dental Plan
2. Personnel – Sewerage Authority Vacancy

NOW, THEREFORE, BE IT RESOLVED by Borough of Beachwood Council that it will go into an Executive Session for the purpose of the Borough Council to discuss Terms and Conditions and Personnel, all of which requires attorney-client privilege in this regard

BE IT FURTHER RESOLVED that the results of such discussion may be revealed at such time as the matter(s) are resolved and/or a contract(s) is signed and/or the negotiations are formally settled. Interested parties may contact the Municipal Clerk anytime during normal business hours for periodic updates as to the availability in this regard.

| COMMITTEE                     | MOTION   | 2ND      | AYES     | NAYS | ABSTAIN | ABSENT   |
|-------------------------------|----------|----------|----------|------|---------|----------|
| <i>Councilwoman Clayton</i>   |          |          |          |      |         | <b>X</b> |
| <i>Councilman Feeney</i>      | <b>X</b> |          | <b>X</b> |      |         |          |
| <i>Councilman Komsa</i>       |          | <b>X</b> | <b>X</b> |      |         |          |
| <i>Councilman LaCrosse</i>    |          |          | <b>X</b> |      |         |          |
| <i>Councilman Miserendino</i> |          |          | <b>X</b> |      |         |          |
| <i>Councilman Zakar</i>       |          |          | <b>X</b> |      |         |          |

**Adjourned to Executive Session at 7:40 pm**

**Councilman Feeney excused himself for the remainder of Executive Session and public session at 8:20pm**

**Re-Open to Public Meeting at 8:40pm**

|                               |          |          |          |  |  |          |
|-------------------------------|----------|----------|----------|--|--|----------|
| <i>Councilwoman Clayton</i>   |          |          |          |  |  | <b>X</b> |
| <i>Councilman Feeney</i>      |          |          |          |  |  | <b>X</b> |
| <i>Councilman Komsa</i>       |          |          | <b>X</b> |  |  |          |
| <i>Councilman LaCrosse</i>    | <b>X</b> |          | <b>X</b> |  |  |          |
| <i>Councilman Miserendino</i> |          | <b>X</b> | <b>X</b> |  |  |          |
| <i>Councilman Zakar</i>       |          |          | <b>X</b> |  |  |          |

**ACTION TAKEN DURING EXECUTIVE SESSION**

**RESOLUTION #2014-85  
RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AUTHORIZING  
EMPLOYMENT FOR CLEAN COMMUNITIES PROGRAM**

**WHEREAS**, The Governing Body of the Borough of Beachwood indicated the Clean Communities Program may hire up to three (3) individuals; and

**WHEREAS**, The Governing Body had hired 2 individuals per Resolution 2013-304; one being Matthew Sholander; and

**WHEREAS**, Since then, Mr. Sholander has resigned from the position and the Governing Body has sought another candidate to fill the position; and

**WHEREAS**, Stephen Velardi of 1944 Birch Bark Place, Toms River, NJ 08753 has been offered employment at an hourly rate of \$9.50 and not to exceed a total of 12 hours per week; and

**NOW, THEREFORE, BE IT RESOLVED** the Borough Council of the Borough of Beachwood, County of Ocean and State of New Jersey to authorize employment to Stephen Velardi at an hourly rate of \$9.50 and not to exceed a total of 12 hours per week.

| COMMITTEE                     | MOTION   | 2ND      | AYES     | NAYS | ABSTAIN | ABSENT   |
|-------------------------------|----------|----------|----------|------|---------|----------|
| <i>Councilwoman Clayton</i>   |          |          |          |      |         | <b>X</b> |
| <i>Councilman Feeney</i>      |          |          |          |      |         | <b>X</b> |
| <i>Councilman Komsa</i>       | <b>X</b> |          | <b>X</b> |      |         |          |
| <i>Councilman LaCrosse</i>    |          | <b>X</b> | <b>X</b> |      |         |          |
| <i>Councilman Miserendino</i> |          |          | <b>X</b> |      |         |          |
| <i>Councilman Zakar</i>       |          |          | <b>X</b> |      |         |          |

**RESOLUTION 2014-86  
2014 BEACHWOOD BOROUGH SEWERAGE AUTHORITY COMMISSION APPOINTMENT**

**WHEREAS**, Sewerage Authority term of Matthew Brown has expired as of 1/31/2014; and

**WHEREAS**, Mr. Brown has completed the Citizen Leadership Form seeking re-appointment for another term; and

**WHEREAS**, the Borough of Beachwood Governing Body has discussed re-appointment of said seat; and

**NOW THEREFORE BE IT RESOLVED** that the Beachwood Borough Mayor and Council have re-appointed Matthew Brown to the Borough of Beachwood Sewerage Authority with an expiring term of 1/31/2019 being retroactive to 2/1/2014;

**BE IT FURTHER RESOLVED** that a copy of this Resolution be forwarded to the following:

- Municipal Clerk
- Borough of Beachwood Sewerage Authority

| COMMITTEE                     | MOTION   | 2ND      | AYES     | NAYS | ABSTAIN | ABSENT   |
|-------------------------------|----------|----------|----------|------|---------|----------|
| <i>Councilwoman Clayton</i>   |          |          |          |      |         | <b>X</b> |
| <i>Councilman Feeney</i>      |          |          |          |      |         | <b>X</b> |
| <i>Councilman Komsa</i>       |          | <b>X</b> | <b>X</b> |      |         |          |
| <i>Councilman LaCrosse</i>    |          |          | <b>X</b> |      |         |          |
| <i>Councilman Miserendino</i> | <b>X</b> |          | <b>X</b> |      |         |          |
| <i>Councilman Zakar</i>       |          |          | <b>X</b> |      |         |          |

**RESOLUTION 2014-87**

**2014 BEACHWOOD BOROUGH SEWERAGE AUTHORITY COMMISSION APPOINTMENT**

**WHEREAS**, Sewerage Authority Chairman, Walter “Bud” Erickson’s seat, has become vacant; and

**WHEREAS**, Mr. Erickson’s term was valid through 1/31/2017; and

**WHEREAS**, the Borough of Beachwood Governing Body has discussed replacement of said seat; and

**NOW THEREFORE BE IT RESOLVED** that the Beachwood Borough Mayor and Council have appointed John Risk to the Borough of Beachwood Sewerage Authority with an expiring term of 1/31/2017;

**BE IT FURTHER RESOLVED** that a copy of this Resolution be forwarded to the following:

- Municipal Clerk
- Borough of Beachwood Sewerage Authority

| COMMITTEE                     | MOTION   | 2ND      | AYES     | NAYS | ABSTAIN | ABSENT   |
|-------------------------------|----------|----------|----------|------|---------|----------|
| <i>Councilwoman Clayton</i>   |          |          |          |      |         | <b>X</b> |
| <i>Councilman Feeney</i>      |          |          |          |      |         | <b>X</b> |
| <i>Councilman Komsa</i>       | <b>X</b> |          | <b>X</b> |      |         |          |
| <i>Councilman LaCrosse</i>    |          |          | <b>X</b> |      |         |          |
| <i>Councilman Miserendino</i> |          | <b>X</b> |          |      |         |          |
| <i>Councilman Zakar</i>       |          |          | <b>X</b> |      |         |          |

**RESOLUTION 2014 – 88  
BOROUGH OF BEACHWOOD  
OCEAN COUNTY**

**A RESOLUTION AUTHORIZING ADOPTION OF OPTIONAL DENTAL PLAN FOR THE EMPLOYEES OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY**

**WHEREAS**, the Borough of Beachwood Finance Department has been reviewing cost effective Dental Plans has recommended the Dental Services Organization, Inc (DSO) to the Governing Body; and

**WHEREAS**, a Representative of DSO has met with the Governing Body of Beachwood Borough for discussion of its dental plans; and

**WHEREAS**, the Governing Body feels DSO will benefit the Borough and its employees for dental care in a cost effective manner; and

**NOW, THEREFORE, BE IT RESOLVED** the Borough Council of the Borough of Beachwood, County of Ocean and State of New Jersey to authorize the Finance Department to set up the Dental Services Organization, Inc as an optional dental plan for its employees

**BE IT FURTHER RESOLVED** that a copy of this approval be forwarded to the following:

1. Municipal Clerk
2. John Mauder, Chief Financial Officer
3. Elizabeth Sarantinoudis, Treasurer
4. Michael Ryan, Account Representative of Dental Services Organization, Inc.

| COMMITTEE                     | MOTION | 2ND | AYES | NAYS | ABSTAIN | ABSENT |
|-------------------------------|--------|-----|------|------|---------|--------|
| <i>Councilwoman Clayton</i>   |        |     |      |      |         | X      |
| <i>Councilman Feeney</i>      |        |     |      |      |         | X      |
| <i>Councilman Komsa</i>       | X      |     | X    |      |         |        |
| <i>Councilman LaCrosse</i>    |        |     | X    |      |         |        |
| <i>Councilman Miserendino</i> |        | X   | X    |      |         |        |
| <i>Councilman Zakar</i>       |        |     | X    |      |         |        |

**ADJOURNMENT at 8:43pm**

| COMMITTEE                     | MOTION | 2ND | AYES | NAYS | ABSTAIN | ABSENT |
|-------------------------------|--------|-----|------|------|---------|--------|
| <i>Councilwoman Clayton</i>   |        |     |      |      |         | X      |
| <i>Councilman Feeney</i>      |        |     |      |      |         | X      |
| <i>Councilman Komsa</i>       |        |     | X    |      |         |        |
| <i>Councilman LaCrosse</i>    |        | X   | X    |      |         |        |
| <i>Councilman Miserendino</i> | X      |     | X    |      |         |        |
| <i>Councilman Zakar</i>       |        |     | X    |      |         |        |

Respectively submitted by,

Susan A. Minock, RMC  
Municipal Clerk

Attested by:

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

\_\_\_\_\_  
Susan A. Minock, RMC