

April 07, 2004  
Beachwood Municipal Complex

**7:00 PM**

Call to Order

Salute to the Flag

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 Governing Body 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 2, 2004.

Roll Call Members Present

Mayor Harold R. Morris

Council Members:

Beverly Clayton

Gregory Feeney

Gerald W. LaCrosse

Ronald Roma

Absent: Thomas Miserendino Patricia A. Moran

**PUBLIC HEARING ON MUNICIPAL BUDGET 2004**

TO OPEN

Motion: Roma Second: LaCrosse

Approved: Clayton – Feeney – LaCrosse - Roma

NO QUESTIONS FROM PUBLIC

TO CLOSE

Motion: Roma Second: LaCrosse

Approved: Clayton – Feeney – LaCrosse - Roma

NO APPROVAL RECEIVED FROM THE STAT OF NEW JERSEY TO ADOPT

**RESOLUTION: Treasurer requested permission to increase petty cash for front office from \$50 to \$100**

Motion: LaCrosse Second: Feeney

Approved: Clayton – Feeney – LaCrosse – Roma

Abstain: Absent: Miserendino – Moran

#2004-127 RESOLVED by the Governing Body of the Borough of Beachwood to approve the 2004 Certified Bills List in the amount of A: \$420,948.50

Motion: Feeney Second: Roma

Approved: Clayton – Feeney – LaCrosse - Roma

Absent : Miserendino - Moran



3/8/04

Dear Mayor H. Morris & Council

On June 18<sup>th</sup> the Beachwood Recreation will be hosting a Movie on the Beach. With this said, I would like to request the use of Mayo Park on June 18<sup>th</sup> for a Girl Scout Camporee. We would like to incorporate the two events to kick off the girl's summer. This event will be a great evening of fun a movie on the beach and camping. We would start the Camporee at 4:00pm Friday June 18<sup>th</sup> and will end it by 10 a.m. on Sat. June 19<sup>th</sup>. The Ocean County Girls Scout insures the girls. We also, have certified camp staff as well as a certified EMT on staff for the event. I am very excited to go forth with this project and anxiously await you decision.

Thank you,



Tina Clark  
Troop Leader #231  
732-797-0254  
Cell#732-598-7674

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

#2004-130 RESOLVED by Mayor and Council to approve the following Conferences – Seminars – Training requests.

Date:	April 12	Public Works -	Behrens; J	<b><u>08:00 – 10:00</u></b>
Location:	Stafford			
Subject:	JIF – Fire Safety and Fire Extinguisher			
Cost:	\$0			
Vehicle:	No			

Date:	April 16	Administrative	E. Mastropasqua	<b><u>09:00 – 1:00</u></b>
Location:	Neptune			
Subject:	MCANJ Meeting			
Cost:	\$0			
Vehicle:	No			

Date:	April 28	Fire Company	Mockapetris; J- Davison; D	
Location:	O.C. Fire Academy			
Subject:	Fire Police Refresher Program			
Cost:	\$0			
Vehicle:	No			

Date:	April 30	Municipal Court	Felton; Linda
Location:	O.C. Justice Building		
Subject:	Court Administrators Meeting		
Cost:	\$0		
Vehicle:	No		

Date:	April 30	Administrative -	Elizabeth Mastropasqua
Location:	Toms River – Commerce Insurance		
Subject:	Executive Safety Committee Meeting		<b><u>10:00 – 12:00</u></b>
Cost:	\$0		
Vehicle:	No		

Date:	May 14	Public Works	- Clayton; J - Gadevaia;M -Schiel;C- Brosen;S
Location:	Dover Township - Re-scheduled from March 24 and previously approved		
Subject:	JIF – Lockout-Tag Out		<b><u>12:00 – 1:00</u></b>
Cost:	\$0		
Vehicle:	Yes		

Date:	Sept. 17	Public Works	- S. Brosen - T. Clayton -J. DeMorato
Location:	Barnegat		
Subject:	JIF – Respiratory Protection		<b><u>12:00 – 1:00</u></b>
Cost:	\$0		
Vehicle:	Yes		

Date:	October 22	Public Works	Bosley; E - Gadevaia; M
Location:	Barnegat		
Subject:	JIF - Machine Guarding		<b><u>09:30 – 10:30</u></b>
Cost:	\$0		
Vehicle:	Yes		

Date:	April 28	Fire Company	Mockapetris; J- Davison; D
Location:	O.C. Fire Academy		
Subject:	Fire Police Refresher Program		
Cost:	\$0		
Vehicle:	No		

Motion: Feeney  
Approved: Clayton – Feeney – LaCrosse - Roma  
Abstain:

Second: LaCrosse  
Absent : Miserendino - Moran

#2004-131

RESOLVED by Mayor and Council to approve the following change orders in the R.B. Reynolds – Fire House Rehab. Contract:

- #1 Increase – Remove and dispose of 2-20yd. loads of existing oversized footings and piers and 20 loads of concrete slab under the asphalt driveway in front, side and back corner of bldg. **\$ 3,960.**
  
- #2 Increase - (a) Demolition of existing framing. Install new framing and supply and install metal stairs. \$5,000
- (b) Supply & install copper piping, fitting valves and Labor for 4 exterior hose bibbs. \$4,325
- (c) Upgrade gas line for pipe size and an addition 30' of line outside building. \$4,671.74 **\$13,996.74**

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

#2004-132

**WHEREAS**, The Mandatory Source Separation and Recycling Act, P.L.19B7, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

**WHEREAS**, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and .

**WHEREAS**, The New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act ; and

**WHEREAS**, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

**WHEREAS**, A resolution authorizing this municipality to apply for such tonnage grants for calendar year 2004 will memorialize the commitment of this municipality to recycling and to indicate the assent of Mayor and Council of the Borough of Beachwood to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

**WHEREAS**, Such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Beachwood that The Borough of Beachwood hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates **John Behrens** to ensure that the application is properly filed; and

**BE IT FURTHER RESOLVED** that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

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

#2004-133 RESOLVED by Mayor and Council to approve the Junior Membership to the Beachwood Volunteer Fire Company #1 of Louis J. Fager – 1110 Cable Avenue.

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

#2004-134 **RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AUTHORIZING AN WATER INTERCONNECTION AGREEMENT WITH UNITED WATER COMPANY TO PROVIDE OR RECEIVE WATER ON AN EMERGENT BASIS**

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**WHEREAS**, the Borough and United Water Company desire to enter into a water interconnection agreement in order to provide each other with water on an emergent basis as specified in the agreement hereby authorized; and

**WHEREAS**, the Borough Council believes that said agreement will better serve the customers of the Beachwood Municipal Water Company as well as the customers of the neighboring United Water Company; and

**WHEREAS**, said agreement has been recommended by the Borough Engineer and by the New Jersey Department of Environmental Protection; and

**WHEREAS**, it is now the desire of this governing body to act upon said agreement to the mutual benefit of the Borough and United Water Company.

**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 Mayor and Clerk are hereby authorized to execute the attached water interconnection agreement between the Borough and United Water Company.
2. That upon the adoption of the within resolution, the Clerk is authorized to forward a certified copy of it along with the agreement executed by the Borough Mayor and Clerk to United Water Company.

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

Abstain: Absent : Miserendino – Moran

Mr. LaCrosse provided an explanation of the Interconnection with United Water.

#2004-135 RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF BEACHWOOD

**AUTHORIZING THE CONTINUATION OF THE WATER INTERCONNECTION AGREEMENT BETWEEN THE BOROUGH AND THE BOROUGH OF PINE BEACH IN ORDER TO PROVIDE OR RECEIVE WATER ON AN EMERGENT BASIS**

WHEREAS, the Borough has had a long-standing verbal agreement with the Borough of Pine Beach in order that emergency water could be exchanged between systems in case of emergency; and

WHEREAS, the Borough refined that agreement to writing for the year of 1998; and

WHEREAS, it is now the desire of this governing body to enter into the attached Water Interconnection Agreement which will provide for a continuation of said Water Interconnection Agreement for one year periods to continue unless either party provides notice to the other party sixty days prior to the expiration of said agreement.

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 Mayor and Clerk are hereby authorized to execute the attached Water Interconnection Agreement between the Borough and the Borough of Pine Beach in order to provide emergency interconnect services on an as-needed basis for both municipalities.

2. That upon the adoption of the within resolution and execution of the agreement, the Borough Clerk is authorized to forward it on to the Borough of Pine Beach for similar adoption and execution.

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

Explanation from Mr. LaCrosse regarding the Interconnection with Pine Beach.

**To Approve the following resolution adopted by the Beachwood Recreation Commission.**

#2004- 136 WHEREAS the Beachwood Recreation Summer Day Camp Program intend to engage a maximum of 15 Counselors in Training, aged 13-16, and

WHEREAS the first general objective of Counselors in Training is to learn how to provide a safe enjoyable recreation experience, for local residents between the ages of 5 and 12 years old by taking part in camp experience and

WHEREAS the second general objective of Counselors in Training is to learn how to provide opportunities for creative expression, and

WHEREAS the third general objective of Counselors in Training is to learn how to provide a positive role model for campers, and

WHEREAS the fourth general objective of Counselors in Training is to learn how to allow skill development, and introduce campers to new activities, and

WHEREAS the fifth general objective of Counselors in Training is to learn how to develop team work and a sense of community, and

WHEREAS the sixth general objective of Counselors in Training is to prepare for a future position as a Counselor at camp, and

WHEREAS the Beachwood Recreation Commission believes the Counselors should be compensated for their training period, at a rate of \$2. 00 per hour, and

WHEREAS the Beachwood Recreation Commission has passed a resolution in support of compensation of \$2.00 per hour for Counselors in Training for the year 2004, and

NOW THEREFORE, the Recreation Commission of the Borough of Beach wood respectfully requests Mayor and Council to support and adopt this Resolution.

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

#2004-137 RESOLVED by Mayor and Council to approve the change order in the U.S. Filter Vertical Filter project in the amount of \$3,978.00 for extra work done by the contractor as approved by the Governing Body.

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

#2004-138 RESOLVED by Mayor and Council to approve the agreement between the Borough of Beachwood and Owen Little Associates for Additional Work on the Water System Analysis not to exceed \$2,200.00

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

**ORDINANCE FINAL READING – PUBLIC HEARING - ADOPTION**

**#2004-07 AN ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AMENDING CHAPTER XV ENTITLED “WATER” TO ESTABLISH FEES FOR THE RECONNECTION OF WATER SERVICES TERMINATED AS A RESULT OF NON-PAYMENT**

**OPEN TO PUBLIC DISCUSSION THIS ORDINANCE ONLY**

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

NO QUESTIONS

**CLOSE TO PUBLIC DISCUSSION THIS ORDINANCE ONLY**

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

**RESOLUTION**

**#2004-139** RESOLVED by Mayor and Council to approve and adopt Ordinance #2004-07 as presented and held for public discussion.

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

**CORRESPONDENCE**

- a. Ocean County Superior Court  
Re: Use of Complex for June 7 – June 8 (Court Training)

Approved:

- b. Ocean County Caregivers

Re: Proclamation "Volunteer Appreciation Day"

## Pr o c l a m a t i o n

WHEREAS, Caregiver Volunteers of Central Jersey; A Faith in Action Program, is a non-profit interfaith organization serving 21 municipalities in Ocean County; and

WHEREAS, Caregiver Volunteers' mission is to help frail elderly and homebound disabled who are at risk of institutionalization with activities necessary to daily life that enable them to live in their own homes; and

WHEREAS, these services are provided free of charge by trained volunteers; and

WHEREAS, services provided include transportation to doctor appointments, grocery shopping, respite care, reassurance calling and help with paper work; and

WHEREAS, one of the most important supports Caregiver Volunteers offers to the elderly is socialization and peace of mind knowing that because a Caregiver Volunteer is assisting them, they will be able to remain residing in the comfort of their own home.

NOW, THEREFORE, I , Harold R. Morris, Mayor of the Borough of Beachwood, do hereby proclaim April 28<sup>th</sup>, 2004 "Volunteer Appreciation Day" and thank the faithful and diligent members of the Caregiver Volunteers Organization for their outstanding service.

- c. Ocean County Mosquito Extermination  
Re: Permission to conduct aerial application for mosquito control.

### **Approved: YES Authorized Mayor to Execute**

- d. Cub Scout Pack 70 - Dawn Vasquez  
Re: Year end ceremony – and Campfire Ceremony – Beachwood Beach – May 27, 2004.  
(Currently securing permits from Fire Prevention)

### **RESOLUTION**

#### **#2004-140**

RESOLVED by Mayor and Council to approve the request of Cub Scout Pack 70 for Year End Ceremony and Campfire – Beachwood Beach – May 27, pending all proper permits and if approved by Fire Prevention using steel drum provided by the Borough.

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

- e. Troop 231 (Tina Clark) April 30<sup>th</sup> – Community Center "Beachwood Community Awareness Fair"  
Need participants.
- f. Pine Beach - Clerk Administrator Carney – re: 5K race – June 27<sup>th</sup> – Closure of roads  
Chief Wagner needs to review roads in question.

### **COUNCIL REPORTS**

Mayor: Disappointed that weather forced the cancellation of Easter Egg Hunt.

Took tour of Oyster Creek and found it very educational.

Clayton; Beverly

Thanked Mr. Lipton for his donation to Fireworks. Held first meeting recently and will be looking for greater participation from surrounding communities. Beach grooming under way. Easter Egg hunt re-scheduled for April 10<sup>th</sup> – 1:00 p.m.

Feeney; Gregory

Commenting on the Oyster Creek issue. When others were passing resolutions to close the Borough was among first to reserve judgment and tour the facility to make its own decision based on factual information. All concerns were given due consideration. The tour was very educational. NRC has an office on the site and monitor all activities.

Has spoken with various representatives from Sanitation Truck Companies – and hopes to have recommendation for bidding shortly.

Spoke to Dept. of Personnel on their Internship Program. – Borough would be required to pick up salaries.

Has had contact from Rutgers Agricultural Program interested in performing a research program in Borough.

Still researching Skate board Park programs.

LaCrosse; Gerald W.

Oyster Creek tour was extremely educational. There are 27 security checks that need to be performed to enter the facility. The buildings are constructed to withstand tremendous impact and remain secure.

Re-bid of Well House #7 came in lower than original bidding package.

Miserendino; Thomas

Absent

Moran; Patricia

Absent

Roma; Ronald

Alliance held a Movie and Hot Dog program for the young children and it was very successful as was the Dance.

Will be meeting with John Behrens and David Thesing on Roads 2004 & Drainage Phase II program.

Mayor Morris

Commented on recent article addressing the Tier 3 offender formerly relocated to Beachwood. He was apprehended after a recent assault. This information and a letter seeking support for the Amendments to Megans' Law were transmitted to Municipalities and Legislative Officials in an effort to gain support to the legislative Bill A963 now in committee.

Feeney; Gregory:

Talked about the Insurance Committee and plan to address Defensive Driving Class. Will be done on a Saturday and require payment of overtime for Public Works employees. Cost estimate will be addressed.

Attorney Gannon: Happy Holiday

Engineer; Thesing: not present

OPEN TO PUBLIC DISCUSSION

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

Petrecca  
Fire Company Fire Company happy to announce that it's "firefighting" plans are ahead of schedule and they are able to offer superior fire fighting capabilities.

Byrnes  
Pinewald Rd. Regarding funds raised for Skateboard Park. Money will be held in an interest bearing account by the operator until our plans are resolved. They are planning another fund drive in August.

Objected to statement in paper attributed to Mayor Morris regarding the "cleanliness" of the Landfill site.

CLOSE TO PUBLIC DISCUSSION

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

ADJOURNMENT

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

Submitted by: E.A. Mastropasqua

\_\_\_\_\_  
Harold R. Morris  
Mayor

Attested to by: \_\_\_\_\_  
Elizabeth A. Mastropasqua RMC/CMC  
Mayor