

April 19, 2006

Beachwood Municipal Complex  
1600 Pinewald Rd.



7:00 PM

Call to Order

SALUTE TO FLAG

While we pray for the safe return of our serving men and women, we must remember that 65 Servicemen have been killed, from New Jersey in Iraq and Afghanistan. Our war dead shall 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 a REMEMBRANCE of OUR HONORED DEAD. In their memory, a moment of silence.

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 Ocean County Observer and the Asbury Park Press on January 1, 2006

Roll Call Members Present

Mayor Harold R. Morris

Council members:

Beverly Clayton  
Gregory Feeney  
Gerald W. LaCrosse  
Patricia A. Moran  
Ronald Roma

ABSENT: Thomas Miserendino

#2006-140 RESOLVED by Mayor and Council to approve the 2006 Certified Bills List in the amount of A:\$ 1,847,551.63

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion		X				
Second	X					
Approved	X	X	X		X	X
Abstain						
Opposed						
Absent				X		

#2006-141 RESOLVED by Mayor and Council to approve the minutes of the April 5,2006, meeting of Mayor and Council

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion					X	
Second		X				
Approved		X	X		X	X
Abstain	X					
Opposed						
Absent				X		

#2006-142 RESOLVED by Mayor and Council to approve the Community Center rentals as follows:

<u>2006 Community Center</u>						
July	20	Beachwood Library		Rental:	WAIVE	
		c/o Emily Holman		Deposit:	WAIVE	
July	21	Ravasy		Rental:	\$350	
		10 Lookout		Deposit:	\$500	
August	20	Iannelli		Rental:	\$700	
		32 Sunnysdale Dr.		Deposit:	\$700	
		Bayville				
Sept.	02	Paolantonio		Rental:	\$700	
		148 Whalepond		Deposit:	\$700	
		West Long Branch NJ.				
Oct.	07	Tranquilli		Rental:	\$350	
		432 Longboat Ave		Deposit:	\$500	
<u>Mayo Park 2006</u>						
May	06	Clayton		Rental:	\$125	
		709 Seaman Ave		Deposit:	\$175	
June	07	Brownie Troop 233		Rental:	Waive	
		Lori Wainwright -		Deposit:	Waive	
		309 Beach Ave.				

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion	X					
Second					X	
Approved	X	X	X		X	X
Abstain						
Opposed						
Absent				X		

#2006-143 RESOLVED by Mayor and Council to approve the following requests for Conference Training Seminar.

Date:	April 28th Administration - Christine Dehnz
Location:	Belmar
Subject:	The Ethical State of Local Government
Cost:	\$99
Vehicle:	No

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion		X				
Second			X			
Approved	X	X	X		X	X
Abstain						
Opposed						
Absent				X		

#2006-144 WHEREAS, on April 5<sup>th</sup>, 2006 under resolution #2006-116, approval was given for rental of the Community Center by Mark S. Cure, 2865 Wilbur Avenue, Manchester for a September 17<sup>th</sup> 2006 rental, noting all non-resident fees were posted (\$1,400.00) and

WHEREAS, on April 06, 2006, the Borough received written notice of a cancellation subjecting the applicant to a \$100 cancellation fee

NOW, THEREFORE, BE IT RESOLVED by Mayor and Council to authorize a refund in the amount of \$1,300.00 to Mark S. Cure, 2865 Wilbur Avenue, Manchester said refund reflecting rental a cancellation fee of \$100.00

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion	X					
Second					X	
Approved	X	X	X		X	X
Abstain						
Opposed						
Absent				X		

#2006-145 RESOLVED by Mayor and Council to approve the application for membership to the Beachwood Volunteer Fire Company #1 of Dennis M. Allen 80 Elm St. Beachwood.

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion			X			
Second						X
Approved	X	X	X		X	X
Abstain						
Opposed						
Absent				X		

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF BEACHWOOD AUTHORIZING THE EXECUTION OF A CO-LOCATION AGREEMENT IN ACCORDANCE WITH THE BOROUGH’S PREVIOUS CONTRACT AWARD TO OMNIPOINT COMMUNICATIONS, INC. FOR THE CONSTRUCTION OF A MONOPOLE AT THE BOROUGH HALL COMPLEX**

**WHEREAS**, the Borough of Beachwood previously awarded a contract to Omnipoint Communications, Inc. to construct a monopole telecommunications facility upon the Borough Hall complex; and

**WHEREAS**, Omnipoint has reached an agreement with Nextel Communications for co-location on said monopole; and

**WHEREAS**, the original lease called for a Co-Location Agreement to be executed by all parties; and

**WHEREAS**, the Co-Location Agreement establishes the responsibilities of the lead carrier and co-tenants upon said monopole; and

**WHEREAS**, said agreement places no additional responsibility or obligations of the Borough in connection with said monopole facility.

**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 authorized to execute the attached Co-Location Agreement with Omnipoint Communications, Inc. and Nextel of New York, Inc. d/b/a Nextel Communications, Inc.
2. That upon the adoption of the within resolution, the Clerk is authorized to forward a certified copy of it to Omnipoint Communications, Inc. together with two executed copies of the Co-Location Agreement.

	<b>Clayton</b>	<b>Feeny</b>	<b>LaCrosse</b>	<b>Miserendino</b>	<b>Moran</b>	<b>Roma</b>
Motion		X				
Second						X
Approved	X	X	X		X	X
Abstain						
Opposed						
Absent				X		

**ORDINANCE #2006-09                      FIRST READING TITLE ONLY**

**AN ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AMENDING ORDINANCE 2003-09 ENTITLED “AN ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY PROVIDING FOR THE WATER UTILITY IMPROVEMENTS ALL IN AND FOR THE BOROUGH AND APPROPRIATING THE SUM OF \$800,000.00 THEREFOR AND AUTHORIZING THE ISSUANCE OF WATER UTILITY BONDS OR NOTES IN THE AMOUNT OF \$800,000.00 TO FINANCE THE COST THEREOF”**

**RESOLUTION**

**#2006-147 RESOLVED, by Mayor and Council to approve Ordinance #2006-09 as presented on First Reading Title only.**

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion		X				
Second						X
Approved	X	X	X		X	X
Abstain						
Opposed						
Absent				X		

**ORDINANCE #2006-10 FIRST READING TITLE ONLY**

**AN ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AMENDING ORDINANCE 2004-09 ENTITLED “AN ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AUTHORIZING VARIOUS WATER UTILITY IMPROVEMENTS AND APPROPRIATING THE SUM OF \$600,000.00 IN WATER UTILITY BONDS OR NOTES TO FINANCE THE COST THEREOF”**

**RESOLUTION**

**#2006-148 RESOLVED, by Mayor and Council to approve Ordinance #2006-10 as presented on First Reading Title only.**

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion		X				
Second						X
Approved	X	X	X		X	X
Abstain						
Opposed						
Absent				X		

**CORRESPONDENCE:**

- a. Beachwood Yacht Club ( copy to council April 11<sup>th</sup>)
  - Re: Permission to use “T dock of Com. Center) as follows:
  - June 26<sup>th</sup> - Swim Test
  - July 21<sup>st</sup> – Leukemia Jr. Regatta \*\* Includes Boat Ramp Use
  - July 23<sup>rd</sup> – Trophy Race
  - August 6<sup>th</sup> , 13<sup>th</sup> – Trophy Race \*\* Includes Boat Ramp Use
  - August 19<sup>th</sup> – Bay Day
  - September 17<sup>th</sup>, 24<sup>th</sup> October 1<sup>st</sup>, 8<sup>th</sup> – Yacht Club Fall Series

Discussion – re: dates and problems incurred in 2005. Clerk was instructed to invite them to the April 26<sup>th</sup> Workshop to discuss concerns.

- b. Cub Scout Pack 114 ( Michael Caprara)  
 Re: Use of Beach for Annual year end ceremony and bon-fire (May 11<sup>th</sup>)

#2006-149 RESOLVED by Mayor and Council to approve the request Scout Pack 114 for use of the Beach area for their year end ceremony and bonfire, pending all permits obtained and proper clean up of the area afterwards.

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion						X
Second		X				
Approved	X	X	X		X	X
Abstain						
Opposed						
Absent				X		

#2006-150 RESOLVED by Mayor and Council to authorize the Engineer to submit an application for Shore Protection Funding.

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion						X
Second	X					
Approved	X	X	X		X	X
Abstain						
Opposed						
Absent				X		

**COUNCIL REPORTS**

- Mayor Morris Easter Egg Hunt was a great event. Recreation did great job. Thank you to Robin Clayton and Police. Court session April 18<sup>th</sup> extremely busy.
- Beverly Clayton Commented on success of Easter Egg Hunt. Memorial Day preparation under way.
- Gregory Feeney Alliance Dance April 14<sup>th</sup> well attended. No problems. Congratulations to Recreation Commission on success of Egg Hunt. – April 22<sup>nd</sup> Little League Opener at 08:30 a.m. Report on Work Release Use.
- Gerald W. LaCrosse Experienced some water main breaks (Bowline and Mizzen) Hydrant Flushing ends on April 21.
- Thomas Miserendino Absent
- Patricia A. Moran Playground improvements under way.
- Ronald Roma Deferred to Mr. Oris and Mr. Feeney
- Administrator Lacey No report



TO RE-OPEN

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion						X
Second					X	
Approved	X	X	X		X	X
Abstain						
Opposed						
Absent				X		

ACTION TAKEN RESULTING FROM THIS MEETING

RESOLUTION

#2006- 151

RESOLVED by Borough of Beachwood to authorize the Mayor and Municipal Clerk to execute the Bulkhead Agreement on behalf of the Borough of Beachwood

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion						X
Second	X					
Approved	X	X	X		X	X
Abstain						
Opposed						
Absent				X		

TO ADJOURN

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion			X			
Second	X					
Approved	X	X	X		X	X
Abstain						
Opposed						
Absent				X		

Submitted by: E.A. Mastropasqua

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

Attested to by: \_\_\_\_\_  
Elizabeth A. Mastropasqua  
Municipal Clerk