

May 03, 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 7:15
Gregory Feeney

Thomas Miserendino
Patricia A. Moran
Ronald Roma 7:15

ABSENT: Gerald W. LaCrosse

#2006-154 RESOLVED by Mayor and Council to approve the 2006 Certified Bills List in the amount of A:\$ 1,072,015.61

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

RECESS REQUESTED

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

RE-OPEN

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

#2006-155 RESOLVED by Mayor and Council to approve the minutes of the April 19, 2006, meeting of Mayor and Council

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

#2006-156 RESOLVED by Mayor and Council to approve the minutes of the April 26, 2006, meeting of Mayor and Council

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

#2006-158 WHEREAS, on April 5, 2006 under Resolution #2006-116 approval was given for rental of Mayo Park by "Shore Vineyard Church", noting that fees totaling \$300 were posted; and

Tabled
waiting for
letter

WHEREAS, the Borough of Beachwood has honored a policy of "waiving fees" for local organizations and churches.

NOW, THEREFORE, BE IT RESOLVED by Mayor and Council to authorize a refund in the amount of \$300 to Shore Vineyard Church, said refund as a result of waiving all fees for use of Mayo Park.

ORDINANCE #2006-09 - FINAL READING – PUBLIC DISCUSSION - ADOPTION

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"

OPEN TO PUBLIC DISCUSSION THIS ORDINANCE ONLY

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

Novaky
Maple Street: Questioned impact on water rates.

CLOSE TO PUBLIC DISCUSSION – THIS ORDINANCE ONLY

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

RESOLUTION

#2006-159 RESOLVED, by Mayor and Council to approve and adopt Ordinance #2006-09 as presented and held for public discussion

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

ORDINANCE #2006-10 FINAL READING – PUBLIC DISCUSSION - ADOPTION

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”

OPEN TO PUBLIC DISCUSSION THIS ORDINANCE ONLY

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

NO QUESTIONS

CLOSE TO PUBLIC DISCUSSION – THIS ORDINANCE ONLY

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

RESOLUTION

#2006-160 **RESOLVED, by Mayor and Council to approve and adopt Ordinance #2006-10 as presented and held for public discussion.**

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

#2006-161 **WHEREAS, Block 1.40 Lot 2 owned by Susan Pink, requested a turn off in December 2005; and**

WHEREAS, said water was turned off by Public Works; and

WHEREAS, the billing department was not notified of the turnoff and the 1st. Quarter billing was processed.

NOW, THEREFORE, BE IT RESOLVED by Mayor and Council to credit the Account for the minimum bill amount of \$34.35 for the 1st. Quarter 2006.

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

CORRESPONDENCE:

The following two (2) letters are from Joseph Vallo on behalf of the Scouts.

April 21, 2006

Borough of Beachwood
1600 Pinewald Rd
Beachwood NJ 08722

To whom it may concern;

I am making a request for the use of the Mayo Park on behalf of Boy Scout Troop 70. The event is a family picnic and court of honor. This year many Scouts have achieved higher rank and have also received numerous merit badges and citations. The Scouts have invited their families and friends to attend. We enjoy this as our first family outing with our newest Scouts. We plan this yearly event around Beachwood beach and Mayo Park like so many other organizations in our community.

The picnic would begin around 6:00 pm on June 10th with June 14th as a rain date. The Boy Scouts are very conscientious in keeping the beach, park and our town clean and will be fully supervised since this is a family event. This event includes the use of the Picnic facilities bathrooms and trash receptacles. The time in which we would like to use the beach and park has been carefully considered as not to interfere with summertime events and when the beach is closed to bathers.

The Borough of Beachwood has been gracious in providing us with the use of the beach and park in the past and it has always been a well-received event. The Borough recognizing Scouting as a family and youth based community service organization has always provided these facilities free of charge. The scenic Beachwood beach complements our traditional event for the entire family as well as the Scouts themselves. The boys, their families and I would appreciate the Borough's consideration and the opportunity to continue to use the beach and park for this event and to impress upon future Boy Scouts the importance of community involvement and public service. It has been a great success in the past and we would like to continue this event with everyone's cooperation.

Thank you for your time and consideration in this matter. Please feel free to call or contact me at any time.

April 21, 2006

Borough of Beachwood
1600 Pinewald Rd
Beachwood NJ 08722

To whom it may concern;

I am making a request for the use of the Mayo Park on behalf of Boy Scout Troop 70. The event is to coincide with the events on Memorial Day. We plan to have a display of Scouting along with our fundraiser.

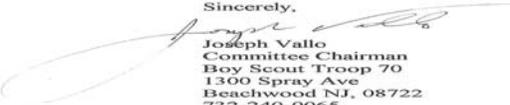
Along with the Moon-bounce approved by the Recreation Department at the Riverview Craft Festival we would like to set up tents and a rope bridge. Our request is to have several Scouts along with proper adult supervision to camp overnight. This allows people interested in Scouting to see our camping skills. There will be no cooking or fires involved just an overnight sleepover with several tents and the rope bridge located at our designated site. We would like to participate in the Memorial Day Parade and assist the participants of the Riverview Craft Festival and having us set up the night before gives us a better opportunity to help others. The Scouts have invited their families and friends to attend all of the events and are anxious to display their skills. We enjoy this as a great family especially with our newest Scouts. We have planned this event to display Scouting to others while assisting and participating in community events.

We request to be able to begin setting up our site Sunday May 28th at 6:00 pm and plan to fully participate throughout Memorial Day cleaning up once the festivities cease. The Boy Scouts are very conscientious in keeping the beach, park and our town clean and will be fully supervised since this is a Scouting event. This event includes the use of Mayo Park's facilities.

The Borough of Beachwood has been gracious in providing us with the use of the Mayo Park for this purpose in the past and it has always been a well-received event. The Borough recognizing Scouting as a family and youth based community service organization has always provided these facilities free of charge. The boys, their families and I would appreciate the Borough's consideration and the opportunity to continue to present the Scouts to the community for this event and to impress upon future Boy Scouts the importance of community involvement and public service. It has always been a great success and we would like to continue this event with everyone's cooperation.

Thank you for your time and attention in this matter. Please feel free to call or contact me at any time.

Sincerely,



Joseph Vallo
Committee Chairman
Boy Scout Troop 70
1300 Spray Ave
Beachwood NJ, 08722
732-240-0065

May 03, 2006
Page 6

RESOLUTION
#2006-162

TO APPROVE both requests pending Insurance Documents

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

b. **Cirelli; Requesting refund for cancelled inspection:**

*Marianne Cirelli
45 Southampton Road
Toms River, NJ 08757
732/557-9103*

*Borough of Beachwood
Office of zoning Code Enforcement
1600 Pinevald Road
Beachwood, New Jersey 08722
April 25, 2006
RE: 321 Atlantic City Blvd
Application # C06028*

*To whom it may concern
Kindly remove me from C.O. inspection
scheduled for May 10, 2006. due to the
fact the above mentioned property sale
has been null and void.
I am requesting a refund of \$ 80.00.
Thank you for your prompt attention
in this matter.
Sincerely
Marianne Cirelli*

RESOLUTION
#2006-163 To approve refund

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

**c. Recreation Commission –
Requesting to increase fees –
Will review and advise minimum maximum range – and resolution requirements.**

COUNCIL REPORTS

Mayor Morris Recycling Act funds have been received by the Borough. Received complaint from resident on overflowing sanitation containers. Need to discuss situation.

Beverly Clayton Memorial Day Picnic and Craft Fair program under way. Bicycle decorating contest will be held.

Gregory Feeney No report. Letter from Eatontown Police Chief re; Qual Care Inc. Presented to Clerk.

Gerald W. LaCrosse Absent

Thomas Miserendino Spoke with Architect – plans for First Aid Building moving along. May 13th Housing and Dedication and May 29th Memorial Day Services at Fire House followed by Parade. Needs permission to allow parking at beach for Housing.

RESOLUTION

#2006-164 RESOLVED by Mayor and Council to approve the use of the parking lot at the beach for parking May 13th

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

Patricia A. Moran Letter from Yacht Club on 2006 Essay Contest for 3rd – 4th – 5th grade students. Will be making presentation to winners at Borough’s June 21st meeting.

Attending Eagle Court of Honor for Kyle Bird on Sunday May 7th at the Community Center.

Commented on School addressing fence changes at “Intermediate” ball field to address safety during games.

Ronald Roma Noted presence of Mr. Ray Savacool from Schoor DePalma in absence of Engineer Oris. Requested Borough address Resolution or Proclamation declaring the 101 days of Safe Summer. (next meeting)

Administrator Lacey Personnel Matters

Municipal Attorney No report

Municipal Engineer; Windward Avenue starting up.

Treasurer Dehnz:

Taxes are due!

Clerk Mastropasqua

Reminder - Vehicle Auction tomorrow – May 4th.

PUBLIC DISCUSSION TO OPEN

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

Novaky

Maple St:

When will we receive information on Re-assessment go around.

Council: Question needs to be directed to the Assessor.

PUBLIC DISCUSSION TO CLOSE

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

For the Record: Mrs. Clayton did not attend the Executive Session:

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:

Personnel - Public Works - Administrative

May 03, 2006

Page 9

Contractual - Police Chief - PBA
 Terms and Condition of Employment - Public Works

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

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

TO RE-OPEN

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

Prior to the approval of the rentals there was discussion about the items requiring a waiver. Suggestions were made to address waivers for only Churches and organizations located in Beachwood. Suggestion was made to require deposits. Waivers will be entertained by request only.

The initial request included St. Paul Lutheran Church, and it was noted to pull them from the list, obtain their letter requesting waiver.

#2006-157 RESOLVED by Mayor and Council to approve the Community Center rentals as follows:

<u>2006 Community Center</u>					
Oct.	21	Gertsen	Rental:	\$350	
		940 Spar Avenue	Deposit:	\$500	
<u>Mayo Park 2006</u>					
May	28	Scout Troop 70	Rental:	WAIVE	
See attached letter		c/o Joseph Vallo	Deposit:	WAIVE	
		1300 Spray			
June	11	Beachwood Soccer/Bullets	Rental:	Waive	
		Joe Esposito	Deposit:	Waive	
		P.O. Box 1234			
July	22	Golden	Rental:	\$125	
		552 Barnegat Blvd.	Deposit:	\$175	

Aug.	26	Shore Vineyard Church
Change in date from June 17		
Previously approved.		

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

TO ADJOURN

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

Prepared by: E.A. Mastropasqua

_____ Attested to by: _____
 Harold R. Morris Elizabeth A. Mastropasqua
 Mayor Municipal Clerk