

May 17, 2006
Beachwood Municipal
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	Thomas Miserendino
Gregory Feeney	Patricia A. Moran
Gerald W. LaCrosse	Ronald Roma

ABSENT:

*2006-165 RESOLVED by Mayor and Council to approve the 2006 Certified Bills List in the amount of A:\$359,811.65

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

#2006-166 RESOLVED by Mayor and Council to approve the minutes of the May 03, 2006, meeting of Mayor and Council

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

#2006-167 RESOLVED by Mayor and Council to approve the Community Center rentals as follows:

2006 Community Center					
June	08	O.C.	Jif - Commerce	Rental:	WAIVE
See Request attached		Recreation Safety Roundtable		Deposit:	WAIVE
August	06	Leonard		Rental:	\$350
		548 Compass Avenue		Deposit:	\$500
Mayo Park 2006					
June	9-13-14	Pine Beach Elementary School		Rental:	WAIVE
		Pennsylvania Ave.		Deposit:	WAIVE
June	16	T.R.	School Transp.	Rental:	WAIVE
See Waiver Request		2301 Industrial Way So.		Deposit:	WAIVE
July	08	Cassaro		Rental:	\$ 75.00
		537 Halliard Ave.		Deposit:	\$ 75.00
August	26	Shore Vineyard Church		Rental:	WAIVE
See Waiver Request		320 Compass Ave.		Deposit:	WAIVE
September	24	St. Paul Lutheran Church		Rental:	WAIVE
See Waiver Request		130 Cable Avenue		Rental:	WAIVE
Community Center 2007					
May	05	Humphris		Rental:	\$700
		1652 Whitewater Court		Deposit:	\$700
		Toms River N.J.			

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

#2006-168 WHEREAS, on April 19, 2006 under resolution #142 approval was given for rental of the Community Center by Nicole Paolantonio, 148 Whalepond Road, West Long Branch N.J., for a Sept. 2, 2006 rental date, noting all non resident fees were posted (\$1,400) and

WHEREAS, on May 9th, 2006 written notice of intent to cancel was received, subjecting the applicant to a \$100 cancellation fee.

NOW, THEREFORE, BE IT RESOLVED by Mayor and Council to approve a refund in the amount of \$1,300 to Nicole Paolantonio, 148 Whalepond Road, West Long Branch N.J., said refund reflecting a \$100 cancellation fee.

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

#2006-169 RESOLVED by Mayor and Council to approve the following requests for Conference - Training - Seminar.

Date:	June 9	Nancy DeFalco
Location:	Rutgers - New Brunswick	
Subject:	Current Issues In Planning and Zonlg	
Cost:	\$100	
Vehicle:	No	
Date:	June 8	JIF - Mastropasqua - Schiel - Clayton - Soccer - Little League
Location:	Beachwood Community Center	
Subject:	Recreation Department Safety Issues	
Cost:	\$0	
Vehicle:	No	

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

#2006-170 WHEREAS, the Borough of Beachwood has limited capability to undertake extensive participation in the preparation of a hazard mitigation plan; and

WHEREAS, the Ocean County Sheriff's Department, Office of Emergency Management is able to act on behalf of the Borough of Beachwood in the analysis and development of a hazard mitigation plan; and

WHEREAS, the Ocean County Sheriff's Department, Office of Emergency Management shall prepare a hazard mitigation plan in accordance with the Disaster Mitigation Act of 2000.

NOW, THEREFORE, BE IT RESOLVED the Mayor and Council of the Borough of Beachwood authorizes the Ocean County Sheriff's Department, Office of Emergency Management to prepare the Ocean County Multi-jurisdictional Hazard Mitigation Plan on behalf of the Borough of Beachwood which shall be reviewed and considered for adoption by the Borough of Beachwood Mayor and Council upon completion.

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

#2006-171 RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY APPROVING FINAL CHANGE ORDER NO.3 TO THE CONTRACT BETWEEN THE BOROUGH AND EARLE ASPHALT COMPANY FOR THE 2004 ROAD IMPROVEMENT RECONSTRUCTION PROJECT AT SEAMAN AVENUE (1000 AND 1100 BLOCKS) DECREASING THE CONTRACT BY 16,307.07

WHEREAS the Borough of Beachwood previously authorized the award of a contract with Bade Asphalt Company for the 2004 Road Improvement/Reconstruction Project at Seaman Avenue (1000 and 11000 blocks) in the original amount of \$231,113.13; and

WHEREAS, the Borough has previously approved Change Orders No.2 and 3 and the Borough Engineers have recommended the approval of Final Change Order No.3 reflecting as-built quantities and reducing the contract price by \$16,307.07; and

WHEREAS, it is now the desire of this governing body to approve said Final Change Order.

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 approves Final Change Order No.3 to the contract between the Borough and Earle Asphalt Company for the 2004 Road improvement/Reconstruction Project to reflect as-built quantities and to decrease the contract by \$16,307.07 to a final adjusted contract price of \$225,706.46 reflecting a decrease of 2.34%.

2. That upon the adoption of the within resolution, the Clerk is authorized to forward a duly-certified copy of it to Borough Engineer, Schoor DePalma, the Borough Treasurer and Earle Asphalt Company.

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

#2006-172

WHEREAS, Governing Body of the Borough of Beachwood realizes the necessity for a continuous public awareness for the increased use of Safety Belts and Child Restraint Systems; and

WHEREAS, programs sponsored by the New Jersey Division of Highway Traffic Safety and the National Highway Traffic safety Administration have been proven to be effective in reducing injuries and preventing deaths, and ensuring the preservation of our families, this Nation's most precious resource; and

WHEREAS, more than 44,000 persons are killed and more than 2,000,000 occupants are injured In motor vehicle crashes each year; and

WHEREAS, the Borough of Beachwood desires to participate in the New Jersey Division of Highway Traffic Safety and National Highway Traffic Safety Administration's "101 Safe Days of Summer" and the "You Drink Alcohol and Drive, You Lose" to highlight the need and recognize the necessity for occupant restraint use; and

WHEREAS, the "Click It or Ticket" and "You Drink Alcohol and Drive, You Lose" campaigns requires participants to "Buckle Up" and that they and other vehicle occupants use Safety Belts and Child Safety Restraint Systems correctly every time *they* are in a vehicle, especially during the 101 critical days from Memorial Day Weekend through Labor Day Weekend.

NOW, THEREFORE, BE IT RESOLVED BY THE Mayor and Council of the Borough of Beachwood, in the COUNTY of OCEAN, do hereby declares the 101 Safe Days of Summer from May 27, 2006 through September 4, 2006 to be the period during which the Borough of Beachwood will join with Ocean County and other Municipalities throughout New Jersey and the Nation in promoting the use of Safety Belts and Child Restraint Systems as well as refraining from drinking alcohol and driving as a means of preventing needless deaths and injuries on our highways.

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

RESOLUTION "CELEBRATE NEW JERSEY! MONTH JUNE, 2006 "

Whereas, New Jersey's people are resilient, hardworking, intelligent, generous, fun-loving, adventurous, tolerant and accepting of our state's ethnic diversity; and

\\hereas, New Jersey has been the home or birthplace to many talented, heroic, and illustrious people including Walt Whitman, Bud Abbott, Lou Costello, Molly Pitcher, Frank Sinatra, Elizabeth Cady Stanton, Woodrow Wilson, Edwin "Buzz" Aldrin, Temperance "Tempe" Wick, William "Count" Basie, Charles and Anne Morrow Lindberg, Clara Barton, Millicent Fenwick, Yogi Berra and Thomas Edison; and

Whereas, New Jersey has the highest high school graduation rate in the nation (in a state of 8 million people, NJ is home to over 2,400 public schools, 1,200 private schools, 3 public research universities, 9 state colleges, 19 community colleges, and 14 independent 4-year colleges); and

Whereas, New Jersey is second to none in its opportunities for outdoor recreation (boating, swimming, hiking, kayaking, biking, canoeing, fishing) and horseback riding and racing events; and

Whereas, New Jersey has two world-class wetlands (the Great Swamp and the Meadowlands), a wilderness area as large as the Grand Canyon (the Pine Barrens), and world-famous wildlife viewing locations; and

Whereas, New Jersey is the place where the first dinosaur skeleton was discovered, the first motion picture produced, the first commercial blueberry grown, the first transistor invented, the first transatlantic fiber-optic cable laid, the first electric light bulb lit, the first successful naval submarine used, the first school of dog guides for the blind opened, and the first phonograph played; and

Whereas, New Jersey's people have demonstrated patriotism, courage, skill, and tenacity, from the earliest European settlements to the exploits of the NJ militia and civilians during the American Revolution, to the highly decorated New Jerseyans who fought during WWI and WWII, to the battleship D.S.S. New Jersey (never defeated during its active duty in the Pacific), the Korean and Vietnam Wars; and

Whereas, New Jersey's maritime location and rich soils produce some of the finest cuisine found anywhere (celebrating *Jersey Fresh* and *Jersey Seafood*); is home to world famous snacks and treats like M&Ms, Oreos, Devil Dogs and Chuckles; and is the location of numerous food and wine festivals; and

Whereas, New Jersey's gardens, arboretums, and parks are a never ending source of beauty and pride; and our state's theaters, artists, museums, and historic sites offer world-class entertainment, enrichment, and education; and

Whereas, New Jersey's diversity is our strength, welcoming immigrants from all over the world, providing a favorable entry point into the American dream;

Now, Therefore, we, do hereby proclaim
June 26TH AS CELEBRATE NEW JERSEY MONTH

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

CORRESPONDENCE:

a. Ocean County Dept. of Parks and Recreation

"Funtasia" July 21 st. Ocean County Park - Route 88 in Lakewood

COUNCIL REPORTS

Mayor Morris Introduced the new Librarian for Beachwood. Commented on Memorial Day events.

Beverly Clayton Memorial Day activity update. Notation on Carousel of Music for summer 2006. Volunteers needed for events and Recreation Commission. Lifeguards being processed for hire. Marina inspected and will be addressing refurbishing. Sand replenishment project in review. Fireworks 2006 holding it's last meeting prior to program. Banner program completed.

Gregory Feeney DPW utilized Community Service workers to address various projects. Received photos from son Jonathan in Iraq and presented to council to see.

Gerald W. LaCrosse Fireworks fund raising on going. More shells will be added to the body of the program, approximately \$1,000 worth. Question posed to him by renter of Community Center, if interest is earned on their deposits.

Thomas Miserendino No report

Patricia A. Moran May 7th attended Eagle Scout Court of Honor for Kyle Bird. Was honored to attend. Would like Council to consider presentation of Who's Who Beachwood History publication to Scouts in Beachwood achieving rank of Eagle Scout. They have been responsible for many great projects in town.

Crossing Guard at Cherry Street complained about the flooding at Cherry Street at storm drains. Mr. Lacey advised it will be addressed.

Will be meeting with Mr. Wagner (Architect) regarding the re-design of the Cherry Street Park.

Mr. Roma Questioned when the Volley Ball net will go up.

Beachwood Yacht Club will be presenting awards to winner of their "WHY I WANT TO LEARN TO SAIL scholarship contest" at our June 7th meeting.

To Mr. Oris - status of refund :from State.

Mr. Oris: Just waiting on various DEP departments to process.

Ronald Roma Welcomed the new Librarian. Municipal Alliance Senior Dance - Friday May 19th. Elm - Halliard - Windward are just about done. Starting 600 Block of Ocean survey.

Administrator Lacey No formal report

Municipal Attorney No formal report

Municipal Engineer; Inspected the Marina, recommending implementation of a maintenance program. Will be testing sand in an effort to address replenishment at the beach. DPW did a good job re-grading the waterfront area.

Mrs. Moran

Discussed the bulkhead and ability to extend one area.

Treasurer Dehnz:

No report

Municipal Clerk

Report on Vehicle Auction

Tag #	Year	Make/Model	Vin Identification	Mileage	Blue Book	Min. Bid	Final Bid	Sold To
2005-008	1987	GMC WAGON CONVERSION VAN	1 GDE25H8H7517184	269,765	\$605.00	\$150.00	\$ 170.00	Camp
2005-089	1995	FORD 2 DOOR WIND STAR	2FMDA5143SBA89248	130,534	\$2,130.00	\$500.00	\$ 650.00	Silva
2005-111	1988	CHEVY 4 DOOR NOVA	1Y1SK614XJZ049027	159,696	\$630.00	\$150.00	\$ 160.00	Holloway
2005-116	1984	FORD TRUCK HONDA 2 DR.	1 FCJE37G6EHA94811	159,423	\$750.00	\$200.00	\$ 200.00	Annitage
2005-117	1988	PRELUDE	1 HGCA6182JA040370	40,730	\$1,375.00	\$450.00	NOT SOLD	
2005-119	1982	FORD WAGON MERCURY 2	1 FMEE11 G7CHB20548		\$750.00	\$200.00	\$ 200.00	Holloway
2006-005	1993	DOOR COUGAR	1 MEPM6247PH619355	182,807	\$1,050.00	\$400.00	\$ 525.00	Saliski

Total \$ 1,905.00

Auction held on May 4, 2006 – 10:00 A.M.
7 Vehicles were held for sale. 6 were sold.

PUBLIC DISCUSSION TO OPEN

	Clavton	Feenev	LaCrosse	Miserendino	Moran	Roma
Motion						X
Second			X			
Approved	X	X	X	X	X	X
Abstain						
Opposed						
Absent						

Novaky

Maple Street: If Mayor attended NJ Conf. Mayors recently held?

Mayor Morris: No

Would hope that Mayor would represent his concerns on tax rates.

Dwinells

408 Berkeley Ave: Home he purchased 5 years ago, had deck that original homeowner put on without permit. As a result, his current attempt to sell his home is in jeopardy because he cannot get a C.O. - the buyer will not buy without the deck.

He has already addressed resolution to other impediments such as the removal of one deck and a shed. He is seeking help from Council on the matter at hand.

Mr. Hiering: Indicated that there is little the Borough Council can do.

Mr. Oris: Offered to discuss some suggestions with him after the meeting.

PUBLIC DISCUSSION TO CLOSE

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

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
 Contractual - Engineer
 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	X	X
Abstain						
Opposed						
Absent						

TO RE-OPEN

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

NO ACTION TAKEN AS A RESULT OF EXECUTIVE SESSION

TO ADJOURN

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

Prepared by: E.A. Mastropasqua

Harold R. Morris; Mayor

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