

May 20, 2009



<p align="center"><b>Memorial Day Events– May 25<sup>th</sup></b></p> <p>10:00 Fire Company Memorial Services</p> <p>10:45 Bicycle Decorating Contest Judging</p> <p>11:00 Parade</p> <p>12:00 Town Picnic – Mayo Park</p>
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7:00 Mayor and Council Meeting

Beachwood Municipal Complex  
1600 Pinewald Rd.

Call to Order



Flag Salute



*While we pray for the safe return of our serving men and women, we must remember that 105 servicemen from New Jersey have been killed in Iraq and Afghanistan. Most recently Staff Sergeant Christian Bueno-Galdos – May 11<sup>th</sup> . Serving his second tour of duty in Iraq. Assigned to the 3<sup>rd</sup> Battalion, 66<sup>th</sup> Armor Regiment, 172<sup>nd</sup> Infantry Brigade, Grafenwoer, Germany.*

*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, a moment of silence and a prayer for all our disabled vets and those missing in action and the swift return of all our serving men and women.*

**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, posted on the Municipal Website and delivered to the Asbury Park Press on January 10, 2009.*

**ROLL CALL MEMBERS PRESENT: Mayor Ronald Jones**

COUNCILMEMBERS:	Katina L. Clark	Steven Komsa
	Beverly Clayton	Ronald Roma
	Gregory Feeney	Bonnie Verga

**Absent: None**

*Time has been allocated under Borough Code 2-6.9 for the public discussion by individuals. Citizens are welcome to address the Mayor and Council on any governmental item of concern to them, whether or not it is scheduled on the agenda. Citizens must give their name and address when recognized to speak. The public is advised that these meetings are recorded and are subject to the Open Public Records Act.*

*Also, please turn off all cell phones and pagers.*

RESOLUTION

#2009-172 RESOLVED by Mayor and Council to approve the 2009 Certified Bills List in the amount of **A: \$686,168.81**

Motion: Clayton Second: Roma  
 Approved: Clayton – Feeney – Komsa – Roma - Verga Opposed: Clark  
 Abstain: Absent:

RESOLUTION

#2009- 173 RESOLVED by Mayor and Council to approve the minutes of the May 6, 2009 Meeting of Mayor and Council.

Motion: Komsa Second: Verga  
 Approved: Clayton – Feeney – Komsa – Roma - Verga Opposed: Clark  
 Abstain: Absent:

RESOLUTION

#2009-174 RESOLVED by Mayor and Council to approve the minutes of the Executive Sessions  
 February 18, 2009 - March 4, 2009 – March 18, 2009 and April 1, 2009

Motion: Feeney Second: Verga  
 Approved: Clayton – Feeney – Komsa – Roma - Verga Opposed: Clark  
 Abstain: Absent:

RESOLUTION

#2009-175 RESOLVED by Mayor and Council to approve the rentals of the Beachwood Community Center and Mayo Park as follows:

<b>2009 Community Center</b>				
July	12	Baran	Rental:	\$350
		1108 Mermaid Ave.	Deposit:	\$500
		Beachwood		
July	26	Gallagher	Rental:	\$350
		801 Ensign Ave	Deposit:	\$500
		Beachwood		
September	20	Cohn	Rental:	\$350
		825 Windward Ave	Deposit:	\$500
		Beachwood		
August	30	Hamilton	Rental:	\$350
		409 Spar Avenue	Deposit:	\$500
		Beachwood		
September	04	Fallow	Rental:	\$350
		844 Mermaid Ave	Deposit:	\$500
		Beachwood		

October	11	Schulz	Rental:	\$350
		1545 Neptune Ave	Deposit:	\$500
		Beachwood		
November	28	Caruso	Rental:	\$350
		537 Halliard Ave	Deposit:	\$500
		Beachwood		
<b><u>MAYO PARK 2009</u></b>				
June	05 & 16	Pine Beach Elementary School	Rental:	\$125
		101 Pennsylvania Ave	Deposit:	\$ 175
		Pine Beach		
June	14	Shore Vinyard Church	Rental:	\$WAIVE
		P.O. Box 281	Deposit:	\$WAIVE
		320 Compass Ave		
		Beachwood		
June	28	Cub Scout Pack 114	Rental:	\$WAIVE
		c/o King - 402 Pacific Ave	Deposit:	\$WAIVE
		Beachwood		
June	15	Boy Scout Troop 70	Rental:	\$WAIVE
		c/o Vallo – 1300 Spray Ave	Deposit:	\$WAIVE
		Beachwood		
July	25	Baggitt-Gadevaia	Rental:	\$125
		508 Compass Ave	Deposit:	\$175
		Beachwood		
September	20	Beachwood Republican Organization	Rental:	\$WAIVED
		P.O. Box 252	Deposit:	\$WAIVED
		Beachwood		

Motion: Clark  
Approved: Clayton – Feeney – Komsa - Verga  
Abstain: Roma (Sept. 20)

Second: Verga  
Opposed: Clark  
Absent:

#2009-176 RESOLVED by Mayor and Council to approve the following Conferences Training Seminar

Date:	May 19 <sup>th</sup> – 22 <sup>nd</sup>	Lt. Robert Tapp
Location:	Wildwood N.J.	
Subject:	Training Conference - FBI	
Vehicle:	Yes	
Cost:	\$0	

Motion: Komsa Second: Roma  
 Approved: Clark -Clayton – Feeney – Komsa – Roma - Verga Opposed:

#2009-177 RESOLVED By Mayor and Council to hire Nadine Fitzgerald – 395 Whitesville Rd., Jackson N.J. – to conduct the annual Dog Census at a not to exceed fee of \$3,000. Must be completed prior September 1, 2009.

Motion: Clayton Second: Verga  
 Comment: This is the same person who has done this in the past. She’s done an excellent job.  
 Approved: Clark Clayton – Feeney – Komsa – Roma - Verga Opposed:

**TABLED  
 #2009-178**

**RESOLVED by Mayor and Council to approve Change Order Number One, Gavan General Contracting, First Aid Building to modify the contract time from 120 days to 190 days. This is not a monetary change.**

#2009-179 RESOLVED by Mayor and Council to authorize the public sale by auction of the following municipal equipment and to authorize the Municipal Clerk to conduct the public auction of same **Tentative sale date is June 18 (Thursday).**

Motion: Roma Second: Feeney  
 Question: Mrs. Clayton asked about the sale of other various equipment. Clerk advised that the only response for sale items came from Police and Public Works.  
 Approved: Clark -Clayton – Feeney – Komsa – Roma - Verga Opposed:

Boro #	Year/Make	Model	Vin #	Mileage	Blue Book	Min Bid
POLICE						
2006-149	1995 Dodge	Caravan	2B4GH2536SR293513	104,305	\$ 2,485.00	\$ 350.00
2006-151	1983 Volvo	4 Dr.	YVQAX8846D1826206	133,638	\$ 1,850.00	\$ 100.00
2007-096	Unknown Yahama	Dirt Bike	3VC9010		\$ 1,410.00	\$ 200.00
2007-113	1992 Buick	Regal 4 Dr.	2G4WD54L8N1425666	166,500	\$ 1,255.00	\$ 150.00
2008-017	Unknown Suzuki	ATV	AYG21315		\$ 1,130.00	\$ 150.00
<b><u>PUBLIC WORKS</u></b>						
UNIT 7	1987 Ford	Pick Up	1FTCR10T0HUC72880	90620	\$ 250.00	\$ 100.00
UNIT 8	1990 Jeep	Wagon	1J4FJ28L1LL245839	95547	\$1,500.00	\$ 500.00
UNIT 10	1989 International		1HTJUZRM6KH605571	203,372	\$ 2,500.00	\$1,500.00
UNIT 15	1986 Ford	Refuse Packer	1FDZY80U0GVA43506	140,232	\$ 2,500.00	\$1,000.00
<b><u>VARIOUS EQUIPMENT</u></b>						
#1	Swenson	Tailgate Sander			\$ 175.00	\$ 50.00
#2	Swenson	Tailgate Sander			\$ 175.00	\$ 50.00
#3	Swenson	Tailgate Sander			\$ 175.00	\$ 50.00
	1997 Yacht Club	Homemade Trailer	HMDT097163		\$ 100.00	\$ 25.00

		Western Plow	6 1/2 ' Plow		\$ 100.00	\$ 25.00
		Glenhill	10' Plow		\$ 300.00	\$ 100.00
		Glenhill	Plow Cradle		\$ 100.00	\$ 25.00
		Glenhill	Plow Cradle		\$ 100.00	\$ 25.00
		Hitch	York Rake 3 Point		\$ 300.00	\$ 100.00
		Truck Bed Cap	8' Pick Up - Red		\$ 50.00	\$ 10.00
		Roll Off Container	13'		\$ 400.00	\$ 125.00
	1983	Eager Beaver Trailer	20TL109DT0200		\$ 750.00	\$ 200.00
	1996	Homemade Trailer	TT09613923		\$ 50.00	\$ 15.00
	1997	Homemade Trailer	LCAUS0419VT274688		\$ 50.00	\$ 15.00

#2009-180 RESOLVED by Mayor and Council to approve the application for membership to the Beachwood Volunteer Fire Company #1 Inc of Gary Simone, 1308 Longboat Avenue, Beachwood

Motion: Roma Second: Verga  
Comment: Mr. Roma commended Mr. Simone for volunteering.  
Approved: Clark - Clayton – Feeney – Komsa – Roma - Verga Opposed:

#2009-181 RESOLVED by Mayor and Council to approve the proposal from A & A Iron and Metal ( 80 Hendrickson Road Freehold N.J.) for White Goods and Mixed Scrap Metal.

Motion: Clayton Second: Roma  
Approved: Clark - Clayton – Feeney – Komsa – Roma - Verga Opposed:  
Abstain: Absent:

#2009-182 AUTHORIZE REFUND OF REDEMPTION MONIES FROM LIEN #07-003 TO LIEN HOLDER INGENIOUS INTELLIGENCE, IN THE AMOUNT OF \$ 1,541.89

WHEREAS, at the Municipal Tax Sale held on December 14, 2007, a lien was sold on Block 1.26 Lot 11, also known as 428 Surf Avenue, for 2006 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #07-003, was sold to Ingenious Intelligence, with a 18% interest rate; and,

WHEREAS, John Deluca, property owner, has effected redemption on his own behalf for certificate # 07-003 in the amount of \$1,541.89.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey as follows:

1. Authorize the Treasurer to issue a check in the amount of \$1,541.89 payable to Ingenious Intelligence, 6 Poet Drive, Matawan, NJ 07747 for the redemption of Tax Sale Certificate #07-003

Motion: Feeney Second: Clayton  
Approved: Clark - Clayton – Feeney – Komsa – Roma - Verga Opposed:  
Abstain: Absent:

#2009-183

AUTHORIZE REFUND OF REDEMPTION MONIES FROM LIEN #07-00033 TO LIEN HOLDER PLYMOUTH PARK TAX SERVICES LLC., IN THE AMOUNT OF \$ 1,628.11 PLUS A PREMIUM OF \$1,400.00

WHEREAS, at the Municipal Tax Sale held on October 3, 2008, a lien was sold on Block 6.40 Lot 2, also known as 1225 Beachwood Blvd, for 2007 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #07-00033, was sold to Plymouth Park Tax Services LLC with a 0% interest rate and a premium of \$1,400.00; and,

WHEREAS, Shearer Law Firm, has effected redemption on behalf of property owner, Wells Fargo Bank for certificate # 07-00033 in the amount of \$1,628.11.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey as follows:

1. Authorize the Treasurer to issue a check in the amount of \$3,028.11 payable to Plymouth Park Tax Services LLC, PO Box 2288, Morristown, NJ 07962-2288 for the redemption of Tax Sale Certificate #07-00033 and refund of the premium

Motion:	Clayton	Second:	Verga
Approved:	Clark - Clayton – Feeney – Komsa – Roma - Verga	Opposed:	
Abstain:		Absent	

#2009-184

AUTHORIZE REFUND OF REDEMPTION MONIES FROM LIEN #07-00035 TO LIEN HOLDER CRUSADER SERVICING CORP., IN THE AMOUNT OF \$ 1,066.11 PLUS A PREMIUM OF \$100.00

WHEREAS, at the Municipal Tax Sale held on October 3, 2008, a lien was sold on Block 8.45 Lot 6, also known as 1513 Ocean Avenue, for 2007 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #07-00035, was sold to Crusader Servicing Corp, with a 0% interest rate; and,

WHEREAS, Aurora Loan Services, has effected redemption on behalf of property owner, Randy Gregory for certificate # 07-00035 in the amount of \$1,066.11.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey as follows:

1. Authorize the Treasurer to issue a check in the amount of \$1,166.11 payable to Crusader, 179 Washington Lane, Jenkintown, PA 19046 for the redemption of Tax Sale Certificate #07-00035 plus refund of premium

Motion:	Feeney	Second:	Roma
Approved:	Clark - Clayton – Feeney – Komsa – Roma - Verga	Opposed:	
Abstain:		Absent	

**ORDINANCE FIRST READING TITLE ONLY**  
**#2009-06 AN ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AMENDING CHAPTER XIV (STREETS AND SANITATION) SECTION 14-3 ENTITLED, "RECYLING", IN ORDER TO BRING SAID ORDINANCE IN COMPLIANCE WITH STATE RECYCLING RULES**

RESOLUTION

#2009-185 RESOLVED by Mayor and Council to approve Ordinance #2009-06 as presented on First Reading Title Only

Motion: Feeney Second: Clark  
Approved: Clark – Clayton – Feeney – Komsa – Roma - Verga Opposed:

Ordinance FINAL READING – PUBLIC DISCUSSION – ADOPTION

#2009-04 **ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AMENDING CHAPTER IX ENTITLED, “RECREATIONAL FACILITIES” AS IT AFFECTS FEES FOR THE SUMMER RECREATION PROGRAM**

OPEN TO PUBLIC DISCUSSION THIS ORDINANCE ONLY

Motion: Clayton Second: Clark  
Approved: Clark – Clayton – Feeney – Komsa – Roma - Verga Opposed:

No Questions

CLOSE TO PUBLIC DISCUSSION THIS ORDINANCE ONLY

Motion: Clayton Second: Komsa  
Approved: Clark – Clayton – Feeney – Komsa – Roma - Verga Opposed:

RESOLUTION

#2009-186 RESOLVED by Mayor and Council to approve and adopt Ordinance #2009-04 as presented and held for public discussion

Motion: Clayton Second: Clark  
Approved: Clark – Clayton – Feeney – Komsa – Roma - Verga Opposed:

Ordinance FINAL READING – PUBLIC DISCUSSION - ADOPTION

#2009-05 **ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE CONVEYANCE OF REAL PROPERTY KNOWN AS LOTS 16 & 17 IN BLOCK F-38 PLAT FD ON MAP NUMBER 25 OF “BEACHWOOD, OCEAN COUNTY, NEW JERSEY” AND FURTHER KNOWN AS A PORTION OF TAX LOT 3 IN BLOCK 6.38 TO THE COUNTY OF OCEAN NATURAL LANDS TRUST FOR NOMINAL CONSIDERATION**

OPEN TO PUBLIC DISCUSSION THIS ORDINANCE ONLY

Motion: Clark Second: Verga  
Approved: Clark – Clayton – Feeney – Komsa – Roma - Verga Opposed:

No Questions

CLOSE TO PUBLIC DISCUSSION THIS ORDINANCE ONLY

Motion: Feeney Second: Clayton  
Approved: Clark – Clayton – Feeney – Komsa – Roma - Verga Opposed:

RESOLUTION

#2009-187 RESOLVED by Mayor and Council to approve and adopt Ordinance #2009-05 as presented and held for public discussion

Motion: Clark Second: Komsa
Approved: Clark – Clayton – Feeney – Komsa - Verga Opposed:
Abstain: Roma Absent

CORRESPONDENCE: None

REPORTS:

Mayor Jones Several weeks ago, proposed an ordinance addressing better definition of Conflict of Interest. Commented on article in press addressing "Conflict of Interest" out of Monmouth County. Indicated that there is S2660 (A3703) addressing "Conflict of interest" issues. In light of the legislation proposed, will be withdrawing his request for consideration of amending ordinance. Requested that Council consider a resolution supporting the bill and sending it to the Assemblywoman.

Councilmembers

Clark No Report but addressed RESOLUTION

RESOLUTION

#2009-188 RESOLVED by Mayor and Council to support the proposed legislation S2660 sponsored by Senator Jennifer Beck and Senator Loretta Weinberg,

which amends the "Local Government Ethics Law," P.L.1991, c.29 (C.40A:9-22.5) to provide a prohibition on local government officers or employees who have a substantive interest in a matter from appearing or lobbying before any board, commission, authority, or other body of the municipality in which he is an officer or employee. The amended bill provides an exception to this prohibition in cases where the officer or employee received a notice of public hearing pursuant to the "Municipal Land Use Law." As amended the bill expressly permits the officer or employee to express a public opinion on a matter if the individual, their immediate family, or a business in which the individual is associated, receives no substantive benefits.

Motion: Clark Second: Verga
Approved: Clark – Feeney – Verga Opposed: Clayton – Komsa – Roma
Mayor: Casting Vote to break the tie - Approved

Clayton

Eagle Scout Award offered to Council for signature. Will be presented to J.J. Merrel at Eagle Scout Court of Honor for end of month. Working on another Eagle Scout project involving Eagle Point. Picnic tables, black topping the area and installing a grill and flower beds. Public Works addressing flower plantings around town. American Flag Pennants have been installed around the marina. Decking at Community Center scheduled for after Memorial Day and should only take a week, weather permitting. Will be judging the Yacht Club "Why I Like to Sail" scholarship with Mr. Roma. Anticipating award in June meeting. Fireworks report will be done by member of committee. Show for next year will take a lot of planning and fund raising. Planning bike path repaving. Citizen nominee letters out. Recreation "Memorial Day Craft Fest" – Fireworks will be selling "T" shirts. Announced birth of Brooke Elizabeth Clayton – May 9<sup>th</sup> – 7lbs 9oz. Received phone calls regarding sign at Birch/Surf (PDC Trucking Field). Didn't think Executive Session qualification. Would like to discuss.

Mrs. Clark: Recommending Borough send letter to Girls Softball board and have them come forward to discuss with Council. ..

Mrs. Clayton: Why should we send letter, we never received a letter from Girls Softball. Discuss it as Council then..Don't know who made this decision. Leagues have had fields replaced by many people, no sign dedicating field. You can have a sign that says...."infield donated by this gentlemen" , I have no problem with that, but we don't name fields in this town without council approval. It has to be full council approval. The sign has to be taken down. What if everyone went around naming a field.

Mrs. Clark: That would really get more participation, wouldn't it.

Mrs. Clayton: Participation – we've had years of participation. They do it from their heart. At our meetings we could say "donated by" . I think it's wonderful that he did that but I think we have to change it and put "donated by".

Mrs. Clark: Asked if letter could be sent to Softball.

Mr. Komsa: Until then, could we have Public Works remove the sign.?

Mrs. Clayton: That sign needs to be taken down. Have a new sign made.

Mr. Feeney: Situation is company came forward and did the work. The issue can be resolved internally.

Mr. Roma: Addressed "sign" ordinance.

Mayor: Said that there is a sign on little league door re: plumbing and heating .

Mr. Roma: Addressed facing sign in – as suggested in e-mail.

Mrs. Clark: Can we do letter to Girls Softball saying that change to "donated by"

Mrs. Clayton – Mrs. Clark – Mr. Roma and Mayor overlapping...

Mrs. Verga: Noted that Birch and Surf was named in honor of Volunteer Ray Newman. What's the problem, take it down.

Mr. Feeney: The intention was to recognize the individual.

Mr. Roma: Just turn it around, it can't be PDC Trucking Field, just change the sign.

Feeney No Report

Komsa Memorial Day Craft Show 5/25 following parade. Deadline to register for summer camp 5/28.

Roma Addressed letter from State on "Marking and Paving" Rt. 9 as it affects Beachwood. Work to be done during the summer months.

Verga Wished all a Safe, Happy Memorial Day. Remember our military who fought for our Freedom, including the Freedom of Speech.

Mr. Feeney: Jonathan has finished his military service as of yesterday.

Municipal Engineer: Water Tower moving along nicely. Phase V Drainage will be meeting next week and should begin shortly after that. First Aid building moving along. Working closely with contractor. Should be done in very near future.

Municipal Attorney: Verizon ready to move forward on Monopole. Need authorization to prepare spec.

Mr. Roma: What is the income generated? Roughly \$2250 monthly.

RESOLUTION: RESOLVED to authorize the Attorney to prepare the specifications for Cellular Antennae. #2009-189

Motion: Mr.Roma: Second: Mrs. Clayton  
Approved: Clark – Clayton – Feeney – Komsa – Roma – Verga Opposed:

Municipal Clerk: Notices received (30+) from JCPL regarding increases in cost on "Demand" services. Impact will be to residents and municipality. Spoke with 9<sup>th</sup> District Legislative office on this and requested that they assist in this matter. They indicated that it's up to the municipalities to voice their objections. Clerk requested that legislative office prepare resolution, and with approval from council will forward to all municipalities and League of Municipalities for support. Council concurred.

Questions and comments by members of council.

**PUBLIC DISCUSSION: To Open**

Motion: Roma Second: Komsa  
Approved: Clark – Clayton – Feeney – Komsa – Roma - Verga Opposed:

LaCrosse  
Forecastle Ave.

Family dedicated playground equipment 15 years ago in memory of daughter. Never asked for the park to be renamed. Only received acknowledgment along with all others who donated. Would rather see something like that. Commented on proposed resolution addressing legislation "Conflict of Interest, Did you have any conflict with the firm of Montenegro/Montenegro?"

*Mayor:* *Please put it in writing, I will answer your written request.*

Did you have a conflict of interest when you signed contract with O.C. Probation which benefitted Mrs. [REDACTED] and her daughter.?

*Mayor:* *Please put that in writing also.*

To Mrs. Clark – how come you opposed minutes of May 6<sup>th</sup> and Executive Sessions.

*Mrs. Clark:* *I didn't agree with something that was written in the Executive Session minutes, and I didn't agree with ..... Of the last meeting.*

Can you share that with us.

*Mrs. Clark:* *No unfortunately I can't.*

At the last meeting after executive session Mr. Hiering was authorized to do something. Can I ask what that was about.

*Mr. Hiering:* *Authorized to send letter to DCA and DCJ asking for explanation of letters we received. Governing Body wanted to find out about complaints that were filed. Things that were – complaints made by Governing Body member about something that was going wrong. Will be available to public unless those agencies do not want information released.*

Regarding appointments to boards. E-mail from Mayor addressing posting on website for interest in board appointments. Did you receive letter of interest from Mr. Woodward. NO!

Police Sub=station at Quick Check – established for public relations and police work. Had misfortune to walk into Quick Check , Mr. Jones was sitting at the desk usually used by the Police. Are you a Police Officer Mr. Jones????

*Mayor:* *Please put your request in writing*

Did you ever graduate from the Police Academy?

*Mayor* *Please put it in writing.*

One thing I think you should know, and I've contacted Quick Check upper management on this, when I walked into the establishment, not knowing that Mr. Jones was there, because I didn't see his automobile I said, "hey, where's your car?" and I got a response that made me sick and it made me very angry. I had my 5 year old grandson with me. They were vile, infantile and I filled out a police report. I don't know whether I am filing charges or not Mr. Jones, I tell you what, your demeanor, your language, it seems you have a predilection for saying things in front of children that would make a normal person sick. He's probably said things like that to adults too. I am outraged that the Mayor of my town, my community, a place where I chose to live, would use language of that nature in front of a

5 year old child. You ought to be ashamed of yourself, it was disgusting, it was reprehensible, but it obviously fits your agenda.

Solowynsky

1229 Cable Ave:

I was also a victim of that, because when I go into Quick Check and I'm walking out (some words back and forth ) he gives dirty looks to people walking in and walking out. Comments to Mrs. Clark, re: Golf Cart donated to Little League, nothing named after him. Went on your Web page, Beachwood Pine Beach Girls Softball. The web page for the kids in Beachwood yet no pictures of kids. There's a picture of a sign. Headlights coming down the street. No kids. The link is advertising \$50 tickets for Mr. Jones to be there, wine and dinner for your husband Robert Clark and Laura Miranda. To me you are advertising and you are using the children.

*Mrs. Clark: Asked Mrs. Solowynsky to send a letter to the Girls Softball. Would appreciate that.*

Solowynski: I already got in touch with "league line" and they told me to go to my community. This is my community.

*Mrs. Clark: I also want to respond to the fact, we sell sponsorship, that go on our web page. When you fill out your form, you put exactly what you want on it.....overlapping by Mrs. Solowynski who returned from her seat and began speaking....*

Solowynski: Comments about other organizations who did not get their link up on the site.

DiBella

1008 Halliard Ave:

Passing of Jeff Burstein a few years ago, while on Council asked if field could be named in his honor, and was told why they couldn't. I understood that, the family all knew what we thought about it. Comments on the request to send a letter to have a sign removed. Should have Public Works remove. The Courtesy review by Land Use Board of the Softball plans, concerned that two members of Land Use are also on the Board of Softball, possible conflict. Regarding the Motion by Mrs. Clark on letter to Senator, could you explain.

*Mrs. Clark: Put it in writing, I'll be happy to respond to you.*

Good, are you going to respond to me in writing where the tapes are from the Environmental Commission meetings.

*Mrs. Clark: Put it in writing, put it all in writing,*

Comments on Mayors behavior addressed by Mr. LaCrosse. Addressed OPRA request on audio recordings of minutes Environmental Commission. Requested explanation of e-mail in October addressing audio recordings of Environmental Commission. Asked Clerk if there has been any progress on his request for March 9<sup>th</sup> Land Use meeting information. Addressing issue of – PDC Trucking Field (sign) need to have investigation on how this came about.

Approval of closed session minutes tonight. Was there any question or discussion of issue of Planning Board. Providing council. Was Mrs. Clark involved in this discussion. ?

When to expect compliance to OPRA request on March 9<sup>th</sup> meeting.?

*Clerk advised that since some members of Council have requested an investigation into that matter, she did not know when the information would be made available.*

Has that information been provided to you ?

*Only know how we received it...*

*Further discussion on the Field sign.*

*Mr. Feeney: Problem will be resolved.*

*Mrs. Clayton: It would be micro managing and that is not what the Borough does. It has been resolved. She's going to take it down and will have a sign read "DONATED BY"*

*Mrs. Clark : We need to have written policy for these organizations.*

*Mr. Feeney: Concerned about micro-managing. – Had the discussion. We resolved the issue. Everybody understands that we cannot name the field.*

Mr. DiBella: Need to investigate how this came about.

Miller

Mermaid Ave. Boardwalk and finger piers look great. Water leak at slip #38.

LaCrosse

Forecastle Ave: Fireworks Committee Report. History of the Committee and its activity. 2009 Ready to go. Concerns about 2010 as it relates to Economy. Still looking for donations towards that program. Community Center this year, no corporate sponsor. Want to provide the room for Emergency Service Providers who are volunteers for the evening. No big event, just to invite them and their families to be guests of the committee.

RESOLUTION:

#2009-190 RESOLVED to waive beach badge requirements for July 4<sup>th</sup>.

Motion: Roma Second: Verga  
Approved: Clark – Clayton – Feeney – Komsa – Roma - Verga

**PUBLIC DISCUSSION: To Close**

**Motion: Roma Second: Feeney**  
**Approved: Clark – Clayton – Feeney – Komsa – Roma - Verga**

**EXECUTIVE SESSION**

WHEREAS, SECTION 8 of the N.J. 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 of the subject matter to be discussed is as follows:

Terms and Condition of Employment : Non-contractual personnel  
Contractual - Engineer

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

**Motion:** Roma **Second:** Verga  
**Approved:** Clark – Clayton – Feeney – Komsa – Roma - Verga

RE-OPEN

**Motion:** Roma **Second:** Komsa  
**Approved:** Clark – Clayton – Feeney – Komsa – Roma - Verga

ACTION TAKEN RESULTING FROM EXECUTIVE SESSION THIS DATE:  
RESOLUTION

#2009-191 RESOLVED by Mayor and Council to increase the Quote threshold to a maximum of \$2,500.00

**Motion:** Roma **Second:** Clayton  
**Approved:** Clark – Clayton – Feeney – Komsa – Roma - Verga

#2009-192 RESOLVED by Mayor and Council to approve the increase of 3.5% for non contractual employees for 2009, retroactive to January 1, 2009.

**Motion:** Clayton **Second:** Verga  
**Approved:** Clark – Clayton – Feeney – Komsa – Roma - Verga

TO ADJOURN

**Motion:** Roma **Second:** Verga  
**Approved:** Clark – Clayton – Feeney – Komsa – Roma - Verga

Prepared by : E.A. Mastropasqua

\_\_\_\_\_  
Ronald W. Jones Jr.  
Mayor

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