

SUMMER SCHEDULE BEGINS

Meeting dates are -

July 15 – August 19 – and September 16

June 17, 2009

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.

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:

COUNCILMEMBERS:

Beverly Clayton
Gregory Feeney

Steven Komsa
Ronald Roma
Bonnie Verga

Absent: Mayor Ronald Jones - Councilwoman Katina Clark

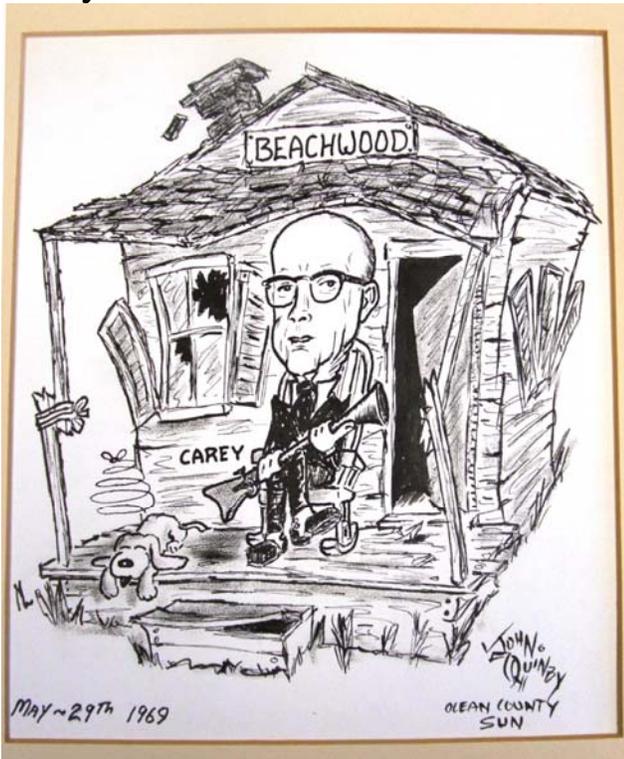
Time has been allocated under Borough Code 2-6.9 for the public discussion by individuals. Citizens are welcome to address the Mayor and Council on any governmental item of concern to them, whether or not it is scheduled on the agenda. Citizens must give their name and address when recognized to speak. 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.

BLOCK GRANT LOTTERY DRAWING – TO BE CONDUCTED BY M. FULLAWAY (AHI) AND PATRICIA A. MORAN (CDBG REP)

Mrs. Moran proceeded to explain procedures. Nine (9) people applied. Currently have awarded grants to 32 residents. \$17,000 remaining for Borough prior grant and \$55,000 awarded for this new grant. Total available \$72,000. All applicants were given a letter with a number assignment. They were pulled as follows: #2 #1 #4 #9 #5 #7 #3 #8 and #6 dropped out

Presentation to Catherine Roseberry of old photo of her father – William Carey a Councilman in 1969.



NOW - THE REST OF THE STORY.....

The Borough was working on an ordinance to address the new public works building. Councilman Carey (Liaison to Roads) was determined that before a new public works building, the Borough needed roads to be done. He took a stand against the project and refused to give in. No roads, no building.

This photo was found by Mayor Jones while cleaning out the credenza in his office. Mayor William Hornidge, who passed away in 2002, was also the Mayor in 1969, and the story goes that he and Councilman Carey often argued.

The Ocean County Sun (predecessor to the Ocean County Observer now defunct) ran this sketch by John Quincy. Someone had it framed and gave it to Mayor Hornidge. The Borough gave the original to Councilman Carey's daughter and placed a copy in our complex display case.

RESOLUTION

#2009-209 RESOLVED by Mayor and Council to approve the 2009 Certified Bills List in the amount of **A: \$8,819,095.66**

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

RESOLUTION

#2009- 210 RESOLVED by Mayor and Council to approve the minutes of the June 3 2009 Meeting of Mayor and Council.

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

#2009-216

RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE SUBMISSION OF A NEW JERSEY DEPARTMENT OF TRANSPORTATION GRANT APPLICATION AND GRANT AGREEMENT FOR VARIOUS ROAD IMPROVEMENTS TO SPRAY AVENUE, MAPLE STREET, OAK STREET AND MIZZEN AVENUE

WHEREAS, the Borough of Beachwood has the opportunity to make application and to execute a Grant Agreement with the New Jersey Department of Transportation for road improvement project for fiscal year 2010; and

WHEREAS, the Borough will list the following road improvements at their number 1 priority for said Municipal Aid:

1. Spray Avenue between Maple Street and Birch Street (600’)
2. Maple Street between Windward Avenue and Mizzen Avenue (500’).
3. Oak Street from Spray Avenue to Mizzen Avenue (Drainage and Paving) (250’).
4. Mizzen Avenue from Oak Street to Maple Street (600’).

WHEREAS, the Borough intends to use said funds to resurface roads following the installation of the Railroad Avenue Drainage Project-Phase VI; and

WHEREAS, the Borough wishes to continue its past practice of seeking funds for the resurfacing of roads following the installation of Railroad Avenue Drainage Projects.

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 is hereby authorized to submit an electronic grant application identified as MA-2010-Borough of Beachwood-00490 to New Jersey Department of Transportation on behalf of the Borough of Beachwood and to further execute any and all accompanying documentation and Grant Agreements.
2. That upon the adoption of the within resolution, the Borough Clerk shall forward a certified copy of same to the New Jersey Department of Transportation, the Borough Engineer and the Borough CFO.

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

#2009-217 TABLED:

WAITING ON ATTORNEY and ENGINEER REGARDING RESOLUTION ON CHANGE ORDER
(EXTENDING CONTRACT DATE) FIRST AID GAVAN GENERAL CONTRACTORS.

ORDINANCE
#2009-07

FIRST READING TITLE ONLY

AN ORDINANCE AMENDING AN ORDINANCE ENTITLED “SALARY ORDINANCE” OF THE CODE OF THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY; FIXING AND DETERMINING SALARY, WAGES AND COMPENSATION TO BE PAID TO THE FOLLOWING OFFICERS AND EMPLOYEES IN THE BOROUGH OF BEACH WOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY.

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

#2009-219 RESOLVED by Mayor and Council to approve the 2009 salaries as listed herein.

NAME	SALARY	
ADAMS, TODD E.	28,573.00	
ALTMAN,DANIEL J.	39,238.00	
AMORESANO, CRAIG	32,026.00	
ANDERSON, KENNETH	20.70	per hour
APEL,JUSTIN T.	39,238.00	
AVELLO, ANTHONY	35.00	per hour
BEHRENS, JOHN	83,741.00	
BERNARD, ANTHONY	28,573.00	
BLEVINS, MORGAN	24,429.00	
BOUD, BONNIE	29,691.00	
BOUD,BONNIE	1,500.00	
BROSEN, STEPHEN	47,100.00	
BROWN, MARYANN T.	10.05	per hour
BRUNO, GINA	14.49	per hour
CAIRNS, MARY F.	12.46	per hour
CAIRNS, MARY F.	11.39	per hour
CAIRNS, WILLIAM J.	104,388.00	
CAIRNS, WILLIAM J.	2,145.00	
CLARK, KATINA LEE	6,868.00	
CLAYTON, TERRYLEE	32,675.00	
CLAYTON, BEVERLY	6,868.00	
CLAYTON, JEFFREY	34,254.00	
CLAYTON, TINJA ROBIN	26,590.00	
COSTANZO-ROSELLI, STACIE	75,614.00	

DELNERO, GERALDINE	9.56	per hour
DEMORATO, JAMES	42,400.00	
DEFALCO, MARIA	52,012.00	
DELNERO, ALBERT	9.89	per hour
DEMARCO, FRANCIS	44,795.00	
DEMARCO, GLEN A.	77,882.00	
DIMICHELE, THOMAS J.	4,364.00	
FEENEY, GREGORY	6,868.00	
FELTON, LINDA L.	37,924.00	
FERGUSON, MARILYN H.	9.89	per hour
FISHER, RENEE J.	27,617.00	
FRIES, CAROLYN	14,180.00	
FROBERG, JASON M.	83,175.00	
GADEVAIA, MIKE	47,234.00	
GIBSON, WAYNE	36.23	per hour
GRIESEMER, ADAM J.	48,154.00	
HALL, RAYMOND C.	21.43	per hour
HALUCHA, KENNETH	89,205.00	
HARRIS, BRUCE L.	89,205.00	
HARTMAN, DEREK	75,614.00	
HENNESSEY, GEORGE	24,429.00	
JONES, RONALD W.	7,769.00	
KARACZ, GERALD	28,573.00	
KELLY, JOHN	8,048.00	
KESSLER, ALBERT L.	11.43	per hour
KESSLER, DAVID	45,984.00	
KIRCHGESSNER, LESLIE	11.79	per hour
KOMSA, STEVEN A.	6,868.00	
KROUTIL, JEANNE M.	1,073.00	
KUMP, SUSANNAH E.	14.00	per hour
KUZMINSKI, KAREN L.	25,709.00	
LABIANCA, CHRISTINA F.	810.00	
LACALANDRA, MARINO	13.09	per hour
LANGAN, SEAN	75,614.00	
LARRISON, JEANETTE	39,745.00	
LEMORE, DONNA	34,161.00	
LONG, CORY	27,221.00	
MACK, ROBERT M.	59,231.00	
MASTROPASQUA, ELIZABETH	97,816.00	
MAUDER, JOHN V.	19,282.00	
MC KENNA, PATRICIA	9.71	per hour

MEISSNER, JR., KEITH F.	75,614.00	
MELLILO, FRANCIS L.	60,641.00	
MINIALGA, CHARLES W.	83,528.00	
MOORE, JAMES WILLIAM	28,573.00	
MURRAY, DAMIAN	26,968.00	
MUSSARI, DEREK R.	60,641.00	
O'CONNOR , ADAM P.	75,614.00	
OLDHAM, WILLIAM	83,528.00	
PETROSKI, GLEN	29,618.00	
ROSELLI, DOMINICK	4,009.00	
ROCHE, DAVID B.	32,977.00	
ROMA JR., RONALD F.	7,229.00	
SARANTINOUDIS, ELIZABETH	63,483.00	
SCHENA, PHILIP A.	14.49	per hour
SCHIEL, CLIFFORD L.	47,648.00	
SEIDLER, MARK	35,403.00	
SIEGEL, DENISE M.	19,592.00	
SILVA, GABRIEL T.	47,648.00	
SONNENFELD, ALFRED H.	10.05	per hour
STARMER, LANCE P.	32,026.00	
SWANCEY, IRENE M.	26,114.00	
TAPP, ROBERT L.	1,207.00	
TAPP, ROBERT L.	91,493.00	
TRIOLO, JOSEPH	27,221.00	
TURNER, DIANE L.	31,852.00	
VANDER PLOEG, RICHARD	28,573.00	
VERGA, BONNIE	6,868.00	
WAGNER, THERESA	10.05	per hour
WAINWRIGHT, LORI M.	26,013.00	
WALKER, MICHAEL R.	28,573.00	
WROCKLAGE, THOMAS J.	35,868.00	
ZYCKOWSKI, WILLIAM G.	14.49	per hour

Motion: Feeney
Approved: Clayton – Feeney – Komsa – Roma - Verga
Abstain:

Second: Komsa
Opposed:
Absent: Clark

#2009-220 RESOLUTION AUTHORIZING ADDED LIEN TAX FOR THE CLEAN-UP COSTS INCURRED FROM VIOLATIONS OF THE PROPERTY MAINTENANCE CODE

WHEREAS, Code violations were determined to exist requiring the clean-up, lawn maintenance and removal of litter, grass, weeds and leaves; and,

WHEREAS, The responsible parties did not perform the work necessary to alleviate the violations. To provide for public health and safety, the Department of Public Works performed the clean-up, maintenance and removal of debris; and,

WHEREAS, Public Works has generated an invoice detailing the cost of clean-up and removal.

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

1. The Tax Collector is hereby directed to place and Added Lien Tax. The lien will be billed against the May 2009 quarter taxes and the Collector will send out a bill upon notification of passage of this resolution and allow a suitable amount of time consistent with tax billing for the payment of said amount without interest. At expiration of that time, interest will accrue at the level established by resolution chargeable from the date of this resolution approval, June 17, 2009.

Block 3.19 Lot 13; 744 Anchor Ave

4 Laborer/Operator	@ \$15.39 per hr.	\$ 61.56
1 Use of Weedwacker	@ \$50.00 per day	\$ 50.00
Administrative /Fuel costs/Misc.	@ \$75.00	<u>\$ 75.00</u>

TOTAL \$ 186.56

Block 3.18 Lot 9; 824 Anchor Ave

14 Laborer/Operator	@ \$15.39 per hr.	\$215.46
1 Use of Dumptruck	@ \$80.00 per day.	\$ 80.00
1 Use of Machine	@ \$290.00 per day	\$290.00
1 Use of Weedwacker	@ \$50.00 per day	\$ 50.00
1.8 Logs/Stumps Recycling fee	@ \$34.00 per ton	\$ 61.20
Administrative /Fuel costs/Misc	@ \$75.00	<u>\$ 75.00</u>

TOTAL \$771.66

Block 9.21 Lot 8; 1309 Windward Ave

8 Laborer/Operator	@ \$15.39 per hr.	\$123.12
1 Use of Weedwacker	@ \$50.00 per day	\$ 50.00
Administrative /Fuel costs/Misc.	@ \$75.00	<u>\$ 75.00</u>

TOTAL \$248.12

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

RESOLUTION

#2009-221 AUTHORIZE REFUND OF REDEMPTION MONIES FROM LIEN #07-009 TO LIEN HOLDER N OR D REMICK, IN THE AMOUNT OF \$ 4,886.63

WHEREAS, at the Municipal Tax Sale held on December 14, 2007, a lien was sold on Block 2.04 Lot 4, also known as 209 Halliard Avenue, for 2006 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #07-009, was sold to N or D Remick, with a 17% interest rate; and,

WHEREAS, Kathryn McGlynn, property owner, has effected redemption on her own behalf for certificate # 07-009 in the amount of \$4,886.63.

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 \$4,886.63 payable to N or D Remick, PO Box 39, Barnegat, NJ 08005 for the redemption of Tax Sale Certificate #07-009

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

CORRESPONDENCE:

- a. Chief Cairns – re: Inter Governmental Transfer

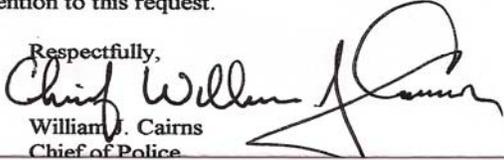
TO: Mayor and Council
FROM: Chief William J. Cairns
DATE: May 26, 2009
REF: Inter-Governmental Transfer

Mayor and Council:

As you are all aware, the last year has been one that has put a great strain on our man-power situation. We had the retirement of Officer Paul Huber in November. Ptl. Hartman was injured and he still has not and will not return to work as a result of those injuries. We are now faced with a prolonged sick leave do to an eye injury that Sgt. Halucha has developed. Although this injury was not duty related, this situation will more than likely take several months before he/we know if he will be able to return to work; which at this point appears to be unlikely.

With this said, I am requesting Council allow me to start the paperwork for an Intergovernmental Transfer. This transfer would be for Special Officer Susannah Kump. She would be a replacement for Officer Huber and it would allow us to get a patrol officer on the street much faster than a non-academy trained applicant. Also, a transfer would be a considerable monetary savings for the Borough.

Thank you in advance for your prompt attention to this request.

Respectfully,

William J. Cairns
Chief of Police

TO APPROVE THE REQUEST:

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

This request will require the Clerk addressing various forms to the Civil Service Commission and should be included in any approval given to proceed.

b. 9th Legislative District – Re: Megan’s Law Legislation

NEW JERSEY STATE LEGISLATURE

9TH LEGISLATIVE DISTRICT

(Representing parts of Ocean, Burlington and Atlantic counties)

**CONNORS, RUMPF & VAN PELT SEX OFFENDER
RESIDENCY LEGISLATION ADVANCES THROUGH
JUDICIARY COMMITTEE**

Trenton Statehouse: Legislation introduced by Senator Christopher J. Connors, Assemblyman Brian E. Rumpf and Assemblyman Daniel M. Van Pelt to prohibit sexual offenders from living within 500 feet of a school, daycare center or playground was released by the Assembly Judiciary Committee today. The 9th District Delegation’s measure, A-285, was among several bills on the Committee’s agenda that primarily focused on Megan’s Law.

“The recent decision by the State Supreme Court that, in effect, struck down local sex offender residency ordinances clearly demonstrates that it is left to the state to establish ‘pedophile-free zones’ around our schools and daycare centers,” said Assemblyman Rumpf, who testified at the hearing. “The legislation released by the Committee would amend State law to authorize municipalities to establish their own local ordinance. It is imperative that New Jersey continue to work to enhance the protections offered under Megan’s Law.”

“With more than 100 municipalities enacting their own local ordinances, there is little question that significant support exists among state residents to strengthen Megan’s Law through residency restrictions,” said Senator Connors, a member of the Senate Law and Public Safety and Veterans’ Affairs Committee. “Since 2004, the 9th District Delegation has been the leading sponsors in the Senate and Assembly of the legislative push to establish ‘pedophile-free zones’ around specified areas frequented by our children. Having served in the Legislature since the time when Megan’s Law was first enacted in New Jersey, I am confident that the state can find the constitutional grounds for instituting this sensible protective measure. It is important to note that our state has a proven track record in successfully defending legal challenges to its sexual offender laws.”

The 9th District Delegation’s measure was combined with other legislation also considered during the hearing. Connors, Rumpf and Van Pelt are also the leading sponsors of legislation (S-80/A-288) that would require that county prosecutors determine the risk of re-offense, or “tier,” prior to the release from prison of a sex offender. Under Megan’s Law, a sex offender’s tiering, among other things, determines the level of community notification.

Assemblyman Van Pelt went on to add, “Even with the comprehensive protections already in place, including community notification, it makes no sense to simply allow convicted sexual predators to make their home in proximity to a school or daycare center. Without question, we believe residency restrictions for sex offenders are consistent with the spirit and intent of Megan’s Law.”

Additional information about Megan’s Law can be found online at the New Jersey Sex Offender Internet Registry page at http://www.njsp.org/info/reg_sexoffend.html.

Mr. Hiering	<p>TO Dept. of Community Affairs / Dept. of Criminal Justice</p> <p>Mr. Roma: We don't know who or what he was complaining about. We only knew because we got a copy of a response to him acknowledging his complaint.</p> <p>Understood he was having every organization in town investigated except Girls Softball. Mayor needs to start speaking out on these issues.</p>
DiBella; Linda - Halliard Ave	<p>What is council waiting for - went to Post Office - when leaving Mayor was taking her photograph. I don't know what he intends to do with it. He's getting paranoid. He passes my house 20 times a day. Governing Body needs to do something with the man. The man is a mental case. We all know that, O.K. What are you waiting for. Robert and Jerry opened the door, the judge didn't throw it out, he said "they didn't have the right to bring it, but the governing body had to bring it" Why aren't you people doing something about this. The First Aid squad is losing all their volunteers. The Fire Company is losing their volunteers. I've lived in this town since 1974, we never had the problem that we have now. It's up to you sitting up there to do something about it.</p>
	<p>Mr. Roma: Mrs. DiBella, if there is something legally we can do, I'm sure that everyone on this governing body</p> <p>Mrs. DiBella: I sat in the court, when the judge said, if the suit was brought by the Governing Body to remove the Mayor, he would go through with the suit. He wouldn't go through with it with two citizens. I sat there, Gerri Morris sat there, so we all heard the same thing. So it's up to you people, he didn't close the suit, he left it open, it's up to you people to get Mr. Hiering to go into court and have the Mayor Removed.</p> <p>Mr. Roma: To Mr. Hiering, do we have the legal authority to do such a thing?</p>
	<p>Mr. Hiering : I don't know what was actually said by the Judge, but the allegation for anybody to be declared incapacitated, is a whole different procedure. Doctors, doctors reports and everything else...</p>
	<p>Mrs. DiBella: We sat there and the judge said he is dismissing this without prejudice , it was brought by two citizens which he wouldn't honor , but he would honor it if it was brought by the governing body. Mrs. DiBella requested Mrs. Morris to explain.</p>
	<p>Mr. Roma: Mrs. DiBella, if there is something legally we can do, I'm sure that everyone on this governing body</p> <p>Mrs. DiBella: I sat in the court, when the judge said, if the suit was brought by the Governing Body to remove the Mayor, he would go through with the suit. He wouldn't go through with it with two citizens. I sat there, Gerri Morris sat there, so we all heard the same thing. So it's up to you people, he didn't close the suit, he left it open, it's up to you people to get Mr. Hiering to go into court and have the Mayor removed.</p> <p>Mr. Roma: To Mr. Hiering, do we have the legal authority to do such a thing?</p> <p>Mr. Hiering: I don't know what was actually said by the Judge, but the allegation for anybody to be declared incapacitated, is a whole different procedure. Doctors, doctors reports and everything else</p>
	<p>Mrs. DiBella: We sat there and the judge said he is dismissing this without prejudice , it was brought by two citizens which he wouldn't honor , but he would honor it if it was brought by the governing body. Mrs. DiBella requested Mrs. Morris to explain.</p>

Mr. Roma: If it will satisfy everyone we will have Mr. Hiering look into this.

Mr. Lipton - Pennant Ave	<p>Watched this nonsense with the Mayor for a long time now and haven't said anything. What's happening is very unique. Very few towns have such adversarial things going on. For the town to make a case that he is incompetent mentally, could be very very expensive. Medical doctors on each side. There are things this council can do. Example (letter signed as Mayor - vs. resident) under normal circumstances inference given that it's town approved. It seems as though he's going to these (League of Municipalities) and signing things as Mayor. Governing Body can draft an ordinance (regarding inconsistent behavior) can state that he sign as resident and if he wants to sign something as the Mayor, he would need approval to sign. You can pass an ordinance that if he signs as Mayor Jones, only if approved. When he writes as Mayor he should give copy to Clerk.</p>
	<p>Mr. Roma: We have repeatedly asked the Mayor to copy, if for nothing else, it's subjected to the Right to Know, we have repeatedly asked that he copy the Clerk he refuses to comply.</p>
	<p>Serious times take serious measures. When you have different things happening, you pass a general ordinance, describe terms of what is meant. You have the right, the ability and the authority to do so. You describe in detail and pass an ordinance. You're telling us that you asked him and he doesn't respond to you, so make it a crime.</p> <p>Mrs. Verga: Isn't the Mayor's position defined by State Statue.</p> <p>Mr. Hiering</p> <p>Mrs. Verga: We could not do an ordinance over – riding the state statute.</p> <p>Mr. Lipton: Maybe you need to have a court case (first court case) to do this. I heard him on the radio. He inferred that he was Mayor for many years, and offered his opinion on the School Board Elections. I think you can do the ordinance and ask him to more than he's doing. You have the ability to say and make that wrong. If he does that and you catch him, you could sue him.</p> <p>Mr. Roma: I think if he purposely doesn't provide documents that are subject to the OPRA that is a violation. I don't think we need to legislate it, it's already law.</p> <p>Mr. Lipton: So file a complaint. He should give Bette a copy of everything he signs.</p>
Mr. King-402 Pacific Ave.	<p>Water problem, build up in front of his home. Inspected by Engineer. There is a problem. Have talked to you (Mr. Roma) in the past and Mr. Feeney.</p>
	<p>Mr. Roma: Engineer is not here and we do not have the watermaps for area. You are in (Phase VI) of plan. It is in the process of being taken care of.</p>
Mr. King	<p>Comes up on property 18 feet. Looking for some relief.</p>
	<p>Mr. Roma: Engineer has indicated it is repairable, it's not a cheap repair. Will talk to him in morning and get back to resident.</p>
Linda Lamar-Cable Ave.	<p>What are they doing with Birch between Double Trouble and Surf.</p>

	Mr. Roma: Explained bridge project in works. Three going on at same time. 1. Ocean County replacing small bridge. 2. Turnpike Authority replacing current bridge. 3. County putting in traffic light at bottom of birch. Rather than shut the area down while projects in works, will build new bridge first, remove old bridge. Borough had to dedicate some property during the construction phase, as did the County.
Sal Murante - Tiller Ave	Clarify rumors about answering calls in day time. Was approached by squad to have his company assist in lack of manpower time. Quality Med will service Beachwood from 6:00 a.m. to 12:00 noon. When membership increases Quality Med will back out.
	Mr. Roma: Was part of this as a result of Police request that response is lacking.
Murante	We are doing whatever we can to increase our membership. There is no cost to residents to have Quality Med back up the First Aid squad.
Shelia Solowynsky	Commented on Bill she received from MEDIX
Linda Lamar	Tried to explain how bill is generated
Tom (Resident) Pinewald Rd	Noted many lights are out at the Marina near Slip #17 (He occupies slip #18)
	Mrs. Clayton: Will address with Public Works.
Spar Ave: Kevin	Addressed signage on pole outside Sawyers Liquor Store which is improper. Mrs. Verga will advise Code Enforcement.
R. DiBella – 1008 Halliard	Comments by Mr. Lipton. Excellent idea. Mayor once sent letter to O.C. Prosecutor on a variety of things. Signed letter as Mayor. Operated website - Mayor sent letter (signed as Mayor) threatening law suit against web host. You are the legislative body. The Mayor is misusing his power. Litigation filed was dismissed on technicality because citizens alone cannot file complaint. It was deemed to have merit. It may cost money to act. Sometimes the health safety and welfare of the people should not be outweighed by the cost. Mayor initiated contract with Juvenile Conference Commission. He's writing letters to every agency based on his paranoia. Judge said you can do something about it. Crimes committed (March 9th meeting of Land Use Board) March 23 one rep of Land Use Board indicated meeting was recorded by member of council. Explanation of how documents and recordings were turned over to the Borough. Needs to be looked into. What is status of OEM patrol?
	Mr. Roma: Don't know their schedule, but they were out at the Alliance Dance.
Solywynsky; Shelia (OEM)	Explanation of incident addressing schedule. Mayor called state and no longer allowed to patrol.
	R. DiBella: Once again, the Man is affecting the health safety and welfare of this community. Sign on fence at Birch and Surf. Two weeks now, still facing out. Need to address.
Baliziniski - Halliard Ave	2-3 Yrs. ago was Building Super of 110 unit building. Left because asked to do something less than legal. (8:36:05) He (Mayor) took a bribe in front of me, I confronted him on it, and he admitted it.....(8:36:16)....Bring up point, was at last planning board meeting, came to his attention that a Permit was put in by Clarks (Katina Clark a Council member and Robert Clark a Planning Board member. The permit was put in on (March 9th) work approved on March 11th. I happen to know that the work that was done in the house was done approximately 13 - 14 months prior to getting permit, I was there, I will go in front of a judge and put my hand on a stack of bibles on the threat of perjury, that I was there and witnessed the entire basement was done, electric, plumbing sheet rock paint and everything else. An office was put down

	there, we have the paper work. There was extensive work. For it to have been approved, how can it have been approved if they can't see the work behind the sheet rock. Just because someone is a board member or a council member, I don't think they should be forgiven....
	Mrs. Verga :Apparantly had work done when Borough was in process of making change. Never got a permit for it. She found out, she called Nancy and it was explained to her that she needed the C.C.O, inspector went and check it out. We did check it was perfectly legitimate. No one did favors. All work inside was inspected by County, before change.
Mr. Balizinski	There's no mention of a stairway in the back. If there is anything out of order, I will bring it to your attention at a later date.
	Mr. Roma : Someone could work on home, forget to get permit, what is procedure after the fact
	Mrs. Verga: If complaint received, Zoning will visit site, and advise the need of permit. It gets reviewed, and if no blatant violations,
	Mr. Roma: It's a common occurrence.
	Mrs. Clayton: During re-val firm was to inspect, if they found anything questionable they were to notify Zoning.
Mr. Balizinski	Referring to document he reviewed "it is not properly filled out" Clark had unlicensed plumbers helping and unlicensed electricians. Several weeks / months ago, I was describing to council a situation where the Mayor was overstepping his boundaries by asking the taxpayers of N.J. to pay for an operation. I held up a picture, trying to make a point. Charges were filed against me, on instruction by Mrs. Clark (Harassment) and filed against others. There was a Rice hearing, charges dropped, due to lack of evidence. "Let it all go away". My charges did not go away. I asked for it to be dismissed being past the 45 days. I asked for it to be dismissed because the other charges were dismissed. It wasn't. Ptlmn DeMarco appeared in Jackson on behalf of the Mayor... was he on Borough time.
DiBella - 1008 Halliard Ave	Did I hear correctly, Mrs. Clark was involved in the hiring process for Mr. Gibson. (Mrs. Verga noted that she was on the Interview Committee) She is part of the Committee that would oversee Nancy DeFalco, correct. In February when I found out this work was done, I reported it myself to Nancy DeFalco and was told to contact DCA. She should have sent this to the DCA immediately, she should never had Wayne Gibson , who works technically under Mrs. Clark, to inspect it. It should have gone to the DCA. My problem is this
	Mr. Clark is a licensed contractor and a Planning Board member as appointed by Mayor - as municipal official and he violated the permit process. He's sitting on planning board meetings, and ruling on people trying to do things the right way and he's doing things the wrong way. I think it's time to look into whether or not it is a conflict.
	Mrs. Clayton : Mayor's appointment can't do anything about it.
	You absolutely can, I spoke with Mr. Hieirng and "Shade Tree" Advisory Committee and notIf the board chose to address this as a complaint, it would have to be handled as Rice notice and hearing. Appears to be impropriety. This is a major violation of a contractor and a councilmember who know what they have to do. There's a problem here, it should have immediately been sent to DCA.
	Mr. Roma: Mrs. Verga will look further into the process filed by the Clarks. If there is a violation, at that point the proper procedure would be to bring it to the planning board, who would then vote on the qualifications of the member to serve. Let Mrs. Verga look into it. Bring it back to Council, if I am asked to, I will bring it before the Planning Board or you can do it.
R. DiBella	Re; charges brought against Mr. Balizinski, and personal ID stolen. Investigation showed by

	tracing to a location was across the street from a motel in Neptune. Went to Prosecutor no action. Went to Computer Crimes Division not aware of it. They know where it came from, but they are denying pressing charges. Double standards here.
Mrs. DiBella	Balizinski statement. Mayor was standing here, and winked at her and on the street called her a dirty name. When filing complaint, told no probable cause. We have two standards here. When the Mayor files a complaint, the police go to your door. The Governing Body has to do something about it.
J. Miller- Mermaid Ave	Re: Ordinance for OEM to be out on patrol. Support. It is imperative that Community have volunteers who are willing to drive around and act as extra eyes for the police department. Vandalism at night. This is imperative to implement policies to get these people back. Mayor is responsible for things that shouldn't happen.
	Mr. Roma : Will talk to the Chief tomorrow about the issue of OEM. Guidelines etc to get better picture of what is happening.
Mrs. Cimosky - Beachwood Blvd.	Tonight pretty peaceful meeting. All have had a lot to say over past months. Hurt feelings. Towns been wild. Respect you all it's a tough job to be sitting up there with the guy (Mayor) sitting there. Volunteers (OEM) good people, Mayor is treating them like dirt. He is creating a "loose cannon" in this town. Hope you will do something to stop him.
	Mrs. Clayton: June 24th 325th birthday of N.J.

PUBLIC DISCUSSION: To Close

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

Clerk: Borough received request from Assessor for reimbursement of travel expenses for re-located tax appeals. Tolls and mileage \$37.20.

RESOLUTION:

#2009-222 To approve the payment of expenses to Denise Siegel for Tax Appeals in the amount of \$37.20.

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

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:

Pending Litigation –

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

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

RE-OPEN

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

NO ACTION TAKEN RESULTING FROM EXECUTIVE SESSION THIS DATE:

ADJOURNMENT

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

Submitted by : E.A. Mastropasqua

 Ronald W. Jones; Jr.
 Mayor

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