

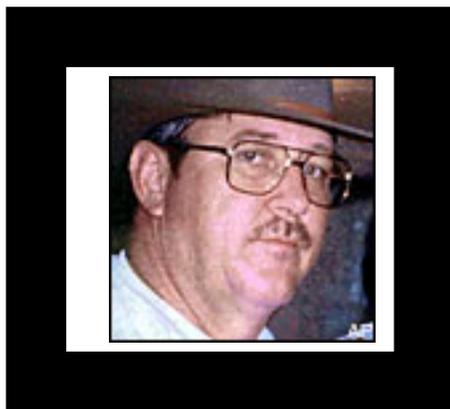
June 23, 2004
Beachwood Municipal Complex
WORKSHOP

7:00 PM

Call to Order

Salute to the Flag

***Moment of Silence in memory of Paul Johnson – Ocean County resident
killed in Saudi Arabia June 18th 2004***



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 the Governing Body 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 2, 2004.

Roll Call Members Present

Mayor Harold R. Morris

Council Members:

Beverly Clayton

Gregory Feeney

Gerald W. LaCrosse

Patricia A. Moran

Ronald Roma

Absent: Thomas Miserendino

Resolution:

#2004-200

RESOLVED by Mayor and Council to approve the 2004 Certified Bills List as submitted in the amount of \$122,415.16

Motion:

Feeney

Second:

LaCrosse

Approved:

Clayton – Feeney – LaCrosse – Moran - Roma

Abstain:

Absent:

Miserendino

Resolution
#2004-201

RESOLVED by Mayor and Council to renew the appointment of Damian Murray as Municipal Magistrate effective this date.

Motion:
Approved:
Abstain:

LaCrosse

Clayton – Feeney – LaCrosse – Moran - Roma

Second:

Feeney

Absent:

Miserendino

Resolution
#2004-202

Correcting resolution of June 16th. – Award to Earl Asphalt – missing reference to DOT

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF BEACHWOOD
AWARDING A CONTRACT TO EARLE ASPHALT COMPANY IN THE AMOUNT OF
\$231,113.13 FOR THE 2004 ROAD RECONSTRUCTION PROJECT FOR THE BASE BID
(1000 BLOCK OF SEAMAN AVENUE) AND ALTERNATE NO. 1 (1100 BLOCK OF
SEAMAN AVENUE)**

WHEREAS, the Borough of Beachwood previously advertised for the receipt of bids for the 2004 Road Reconstruction Project; and

WHEREAS, at the time and place for the receipt of bids, three bids were received including the lowest from Earle Asphalt Company in the amount of \$231,113.13; and

WHEREAS, the Borough 's Engineer and Attorney have reviewed and recommended the award to Earle Asphalt Company based on the bid documents submitted; and

WHEREAS, the Borough Treasurer has certified that funds are available for said project; and

WHEREAS, it is the desire of this governing body to award the 2004 Road Reconstruction Project to the low bidder, Earle Asphalt Company.

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 of the Borough of Beachwood hereby formally awards a contract to Earle Asphalt Company in the amount of \$231,113.13 for the award of the base bid for the 2004 Road Reconstruction Project being the 1000 block of Seaman Avenue and Alternate No. 1 being the 1100 block of Seaman Avenue all in accordance with the Borough 's bid specifications.
2. That this award of contract is contingent upon approval of the contractor by the New Jersey Department of Transportation.
3. That upon the adoption of the within resolution, the Borough Clerk is authorized to forward a certified copy of it to Borough Engineer, David A. Thesing, and Earle Asphalt Company.

Motion:
Approved:
Abstain:

Moran

Clayton – Feeney – LaCrosse – Moran - Roma

Second: Feeney

Absent:

Roma

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:
 Contractual - B2
 Terms & Condition – Municipal Court
 Administrator
- 3. It is anticipated that the subject matter discussed may be made public in (90) days.

Motion:	Feeney	Second:	LaCrosse
Approved:	Clayton – Feeney – LaCrosse – Moran - Roma		
Abstain:		Absent:	Miserendino

RE-OPEN			
Motion:	Feeney	Second:	Moran
Approved:	Clayton – Feeney – LaCrosse – Moran - Roma		
Abstain:		Absent:	Roma

Item: Belkowski – remanded from April workshop – at request of Attorney E. Liston (representing Belkowski)

Note: Council – the TCO technically ran out on June 18th – but was not acted upon by our Building Dept, because of this meeting scheduled to discuss same.

Mr. Ed Liston – representing Belkowski
Mr. Mike McKenna – representing the Borough

Court Stenographer present.

- 1. Request to vacate unimproved property on Mermaid relieves applicant of some concerns. Easiest simplest solution. Applicant wants easy access to their property.

or

- 2. Give permission to improve portion of s4' of unimproved Mermaid – gives them ease of access to their garage.

Engineer Johnson - 1. Is turn around necessary. Area under RSIS would be considered “alley”. Roadway as designed, could be plowed to end if snow covered.

Council re-stated – Borough’s concern is our Trucks and kids on roads.

E. Liston – Applicant would be plowing at his own expense.

Feeney: To Engineer – you are presenting different opinion from earlier presentation.

E. Liston: Still best to vacate. It serves no public purpose. Want privilege of using portion to access garage. Will restrict snow removal to applicants expense.

Moran: Borough passed an ordinance addressing road extension.

TAPE #1 – 2700 Liston: Applicant will do 30' wide.

Comments on tree at site.

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:
Potential Litigation - Belkowski
3. It is anticipated that the subject matter discussed may be made public in (90) days.

Motion:	Feeney	Second:	LaCrosse
Approved:	Clayton – Feeney – LaCrosse – Moran - Roma		
Abstain:		Absent:	Miserendino

	RE-OPEN		
Motion:	LaCrosse	Second:	Feeney
Approved:	Clayton – Feeney – LaCrosse – Moran – Roma		
Abstain:		Absent:	Miserendino.

Applicant would not agree to Borough's request - no other items discussed.

ADJOURN

Motion:	LaCrosse	Second:	Feeney
Approved:	Clayton – Feeney – LaCrosse – Moran – Roma		
Abstain:		Absent:	Miserendino

Submitted by : E.A. Mastropasqua

_____ Attested to by: _____

Harold R. Morris
Mayor

Elizabeth A. Mastropasqua
Municipal Clerk