

BOROUGH OF BEACHWOOD

#2004-220

WHEREAS, the Borough of Beachwood desires to comply with the New Jersey Department of Environmental Protection's Order to formally close the Borough Landfill designated as Facility No. 133799 (Block 8.44 Lot 2) (hereinafter the "Facility") in conformance with the Solid Waste Management Act; and

WHEREAS, the Borough of Beachwood filed a Closure and Post Closure Plan (hereinafter the "Plan") with the New Jersey Department of Environmental Protection for review and approval, and expects that approval shortly; and

WHEREAS, the Plan will not be granted approval until the Borough of Beachwood provides financial assurance for Closure and Post Closure care; and

WHEREAS, the Borough of Beachwood is fully responsible for the continued maintenance and care of the entire Facility;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Beachwood, County of Ocean, State of New Jersey, that the Borough shall, until the end of the Post-Closure period, in addition to all reporting required in the Approved Plan, shall annually provide written evidence to the NJDEP that it has dedicated the funding required by the plan as follows:

By March 31st of each year, provide written documentation that the Borough's introduced annual budget includes an appropriation of necessary funding, and further written documentation by May 15th of each year (or until such time as the Municipal Budget is adopted), that its budget as adopted includes the appropriation; and

The Borough shall also provide yearly certifications to the NJDEP specifically indicating that all Closure and Post-Closure activities required by the Plan have been completed in accordance with the Plan; and

The Borough of Beachwood shall take whatever actions as necessary to fully maintain the Facility as required by its Closure and Post-Closure Plan, as approved. This obligation shall continue until the conclusion of the of the Post-Closure care period.

BE IT FURTHER RESOLVED, by the Borough Council, that a certified copy of this resolution be forward to the New Jersey Department of Environmental Protection, Division of Solid and Hazardous Waste, 401 East State Street, Second Floor, Trenton, New Jersey 08626-0414.

Note: Will not exceed \$15,000.

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

ITEM: Mrs. Moran - Boating/ Trailer Ordinance
Ordinance needs to be addressed with regard to parking area for trailers and clearly define area. Will meet with Mrs. Clayton to address changes.

ITEM: Mrs. Clayton - Geese Police
Will be checking to see if we can expand services to address problems.

ITEM: Mrs. Clayton - Pavilion Roof at East Beach
Roof needs re pair. Has hole – will be addressing.

ITEM: Mrs. Clayton – Revetment
Met several times to discuss – need to research future of tidal waters
(beach). Lost so much sand.

PUBLIC DISCUSSION

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

Novaky
Maple St. 600 Block Ocean – flooding.

Mayor: Part of Phase II Drainage.

CLOSE TO PUBLIC DISCUSSION

Motion: LaCrosse Second: Miserendino
Approved: Clayton – Feeney – LaCrosse – Miserendino – Moran – 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:

Potential Litigation – Belkowski
Lime Feed Contract
Contractual – B2 Planner
Contractual – Commerce Bank – Court Debit System
Terms & Condition of Employment – General
Personnel - Vacancy
3. It is anticipated that the subject matter discussed may be made public in (90) days.

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

RE-OPEN

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

ACTION TAKEN RESULTING FROM EXECUTIVE SESSION THIS DATE

RESOLUTION:

#200-221 **RESOLVED** by Mayor and Council to hire Suzanne Cimirro Lanoka Harbor – as Planning Board/Building Secretary – annual salary \$17,514. Effective Monday August 2nd, 2004. This is a 90 day working test period and pending N.J. Dept. Personnel procedures.

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

ADJOURNMENT

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

Submitted by: E.A. Mastropasqua

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