

August 17, 2011 Beachwood Municipal Complex
1600 Pinewald Rd.

7:00 P.M. Call to Order

Flag Salute

While we pray for the safe return of our serving men and women, we must remember that 138 (Death Toll has been confirmed following Review with NJ.COM) servicemen and women from New Jersey have been killed in Iraq and Afghanistan, most recently



#137 **Sgt. Alessandro 'Sandrino' Plutino, age 28**, a U.S. Army Ranger from Pitman, was killed in action in Afghanistan Monday August 8, 2011. He was in the final weeks of his sixth tour of duty as a U.S. Army Ranger when he was killed by enemy gunfire while leading his fellow Rangers in an assault.

Plutino was a Rifle Team Leader in B Company, 1st Battalion, 75th Ranger Regiment according to the U.S. Army Ranger Association — was serving his third tour in Afghanistan after serving three tours in Iraq.



#138 **Marine Corporal Nicholas Ott – 28, Manchester N.J.** killed Wednesday August 10th, 2011 in Afghanistan during combat operations in Helmand Province. Ott was assigned to the 1st Battalion, 3rd Marine Regiment, 3rd Marine Division, 3rd Marine Expeditionary Force of Kaneohe Bay, Hawaii, said Lt. Diann Olson, a spokeswoman for the unit. This was his first deployment to Afghanistan, but Ott had previously been deployed to other spots overseas, Olson said.

His battalion deployed to Afghanistan in April and was assigned to Garmsir District, where the Marines helped maintain roads and bridges, and took part in community-building operations such as school and soccer field construction.

Corporal Ott is a graduate of Manchester High School and was an Ocean County College student before enlisting.

His death also comes a year after another former Manchester High School student, U.S. Army Sgt. Ron Kubik, was killed in 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 a call for 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 annual notice of meetings on posted on the Bulletin Board, located in the Municipal Complex and delivered to the Asbury Park Press and the Municipal Web Site on January 1, 2011.

ROLL CALL MEMBERS PRESENT:

Mayor: Bonnie M. Verga
Council President: Ronald Roma
Council Members: Beverly Clayton Gerald LaCrosse
Gregory Feeney Edward Zakar
Steven Komsa

ABSENT None

Mayor's Appointment:

Term ending 12/31/12 Appoint Suzanne Christopher (Aug. 1, 2011) to Environmental Commission unexpired term of Dina Jones removed for attendance.

Term ending 12/31/13 Appoint: Alice Clair Calligan - 901 Cable Ave. - Environmental (Claire Fitzgerald)

Term ending 12/31/13 Appoint: Carole Jansen -1228 Mizzen Ave - Environmental (Paul Tashigian)

Mayor Verga swore in Mrs. Calligan and Mrs. Jansen

Council President made appointment July 6th. Memorialization

#2011-255 RESOLVED by the Governing Body to appoint (07/06/2011 Council President Roma) Ronald McNabb to Recreation to fill the vacancy created by the resignation of Judy DeSalvatore term ending 12/31/2014.

Motion: Roma Second: Zakar
Approved: Clayton - Feeney - Komsa -LaCrosse - Roma - Zakar Absent:

#2011-256 RESOLVED by Mayor and Council to approve the 2011 Certified Bills List in the amount of
A: \$2,209,517.70 B:\$496,861.96

Motion: Feeney Second: Roma
Approved: Clayton - Feeney - Komsa -LaCrosse - Roma - Zakar Absent:

#2011-257 RESOLVED by the Governing Body of the Borough of Beachwood to approve the minutes of the July 20, 2011 meeting of Mayor and Council.

Motion: LaCrosse Second: Roma
Approved: Clayton - Feeney - Komsa -LaCrosse - Roma - Zakar Absent:

#2011-258 RESOLVED by the Governing Body to hire Wendy Prior, 123 Maple Ave, Island Hts. N.J. as Deputy Tax Collector effective Aug 1, 2011 through Aug. 31, 2011 and as Tax Collector 9/1/2011 (Annual Salary \$8,000. This fills the vacancy created by the resignation of Jeanette Larrison effective August 31, 2011.

Motion: Roma Second: Clayton
Approved: Clayton - Feeney - Komsa -LaCrosse - Roma - Zakar Absent:

#2011-261 WHEREAS, Block 2.48 Lot 6, Account #983-11 owned by Moorehouse Speedwell has a credit of \$838.64; and

WHEREAS, they are requesting a refund of this amount.

NOW THEREFORE BE IT RESOLVE by Mayor and Council of the Borough of Beachwood to authorize a refund in the amount of \$838.62 to Moorehouse Speedwell.

Motion: Feeney Second: Zakar
Approved: Clayton – Feeney – Komsa –LaCrosse – Roma - Zakar Absent:

#2011- 262 RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY SUPPORTING THE NEW JERSEY DEPARTMENT OF TRANSPORTATION’S IMPLEMENTATION OF “NO PASSING ZONES” ALONG U.S. ROUTE 9 THROUGHOUT THE ENTIRE LENGTH OF THE BOROUGH OF BEACHWOOD

WHEREAS, the New Jersey Department of Transportation has recommended the revision of centerline pavement markings to a “No Passing Zone” along U.S. Route 9 throughout the entire length of the Borough of Beachwood; and

WHEREAS, in connection with the State’s preparation of a Traffic Regulation Order (TRO) to implement the same they have requested a Resolution of support from the Borough; and

WHEREAS, the Governing Body of the Borough of Beachwood wishes to adopt the within Resolution of Concurrence to this request by the Department of Transportation.

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 indicates its concurrence with the implementation of “No Passing Zones” by the New Jersey Department of Transportation by the promulgation of a Traffic Regulation Order (TRO) as described in correspondence dated July 26, 2011 from the Department of Transportation and as further described in the preamble hereof.
2. That upon the adoption of the within resolution, the Borough Clerk is authorized to forward a certified copy of it to the New Jersey Department of Transportation.

Motion: Feeney Second: Komsa
Question: LaCrosse – clarification on resolution from Mr. Hierung
Approved: Clayton – Feeney – Komsa –LaCrosse – Roma - Zakar Absent:

#2011-263 WHEREAS, on April 20, 2011, under Resolution #2011-156 approval was given for rental of the Community Center by Rachael Camaraza 18 Nautilus St. Beachwood, for an October 8th, 2011 rental date, noting all resident fees were posted (\$850.00); and

WHEREAS, on August 8, 2011, a written notice of cancellation was received subjecting the applicant to a cancellation fee of \$100

NOW, THEREFORE, BE IT RESOLVED to authorize a refund in the amount of \$750.00 to Rachael Camaraza 18 Nautilus St. Beachwood

Motion: Roma Second: LaCrosse
Approved: Clayton – Feeney – Komsa –LaCrosse – Roma - Zakar Absent:

#2011-264 RESOLVED by Mayor and Council to approve the agreement between the Borough of Beachwood and the O.C. Solid Waste Department Recycling Grant Program; and

FURTHER RESOLVED that the Mayor and Clerk are authorized to execute the agreement on behalf of the Borough of Beachwood.

Motion: Feeney Second: Clayton
Approved: Clayton – Feeney – Komsa –LaCrosse - Zakar Abstain: Roma

ORDINANCE FIRST READING TITLE ONLY
#2011-09 ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AMENDING CHAPTER III (POLICE REGULATIONS), AS IT APPLIES TO GENERAL NOISE PROHIBITIONS

BE IT ORDAINED by the Borough Council of the Borough of Beachwood, County of Ocean, and State of New Jersey, as follows:

Section 1. Section 3-14.12 entitled, “Specific Noise Prohibitions”, is hereby amended to delete subsections b and c and insert in their place the following:

“b. Sound reproducing devises. The using, operating or permitting to be played of any radio receiving set, musical instrument, phonograph, live band, speaker system or other machine or device for the producing or reproducing of sound in such a manner as to disturb the peace, quiet and comfort of the neighboring inhabitants or, at any time, with louder volume than is necessary for the convenient hearing of the person or persons who are in the room, vehicle or chamber in which such machine or devices operate and who are voluntary listeners thereto. The operation of any such instrument as enumerated heretofore between the hours of 10:00 p.m. and 8:00 a.m. Monday through Friday, and 10:00 p.m. and 9:00 a.m. Saturday and Sunday in such a manner as to be plainly audible at a distance of one hundred (100’) or more from the vehicle or structure within which the same is located shall be prima facie evidence of a violation of this section.”

“c. Yelling and shouting. Yelling, shouting, hooting, whistling or singing on public streets, particularly between the hours of 10:00 p.m. and 8:00 a.m. Sunday through Friday, and 11:00 p.m. and 8:00 a.m. on Saturdays or at any time or place as to annoy or to disturb the quiet, comfort or repose of persons in any office or in any dwelling or other type of residence or of any persons in the vicinity.”

Section 2. Section 3-14.13 entitled, “Exceptions”, is hereby amended at subsection a to read as follows:

“a. The use of chimes by churches.”

Section 3. This Ordinance repeals any inconsistent ordinance or ordinances or part or parts thereof.

RESOLUTION

#2011- 264 RESOLVED to approve Ordinance #2011-09 as presented on First Reading Title Only.

Motion: LaCrosse Second: Roma
Approved: Clayton – Feeney – Komsa –LaCrosse – Roma - Zakar Absent:

ORDINANCE #2011-05 FINAL READING PUBLIC DISCUSSION AND ADOPTION AN ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AUTHORIZING VARIOUS GENERAL IMPROVEMENTS INCLUDING THE REPAVING AND DRAINAGE IMPROVEMENTS TO VARIOUS STREETS; THE ACQUISITION OF PUBLIC WORKS EQUIPMENT; THE ACQUISITION OF SECURITY CAMERA EQUIPMENT AND RELATED ITEMS FOR THE POLICE DEPARTMENT; THE ACQUISITION OF EQUIPMENT FOR THE BEACHWOOD VOLUNTEER FIRST AID SQUAD AND THE BEACHWOOD VOLUNTEER FIRE COMPANY #1 AND APPROPRIATING THE SUM OF \$375,000.00 AND AUTHORIZING THE ISSUANCE OF GENERAL IMPROVEMENT BONDS OR NOTES IN THE AMOUNT OF \$356,250.00 TO FINANCE THE COST THEREOF

Explanation by Mr. Mauder (CMFO)

OPEN TO PUBLIC DISCUSSION THIS ORDINANCE ONLY

Motion: Roma Second: Clayton
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma - Zakar Absent:

No Questions

CLOSE TO PUBLIC DISCUSSION THIS ORDINANCE ONLY

Motion: LaCrosse Second: Roma
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma - Zakar Absent:

RESOLUTION

#2010- 265 RESOLVED to approve and adopt Ordinance #2011-05 as presented as presented and held for public discussion.

Motion: Clayton Second: Roma
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma - Zakar Absent:

ORDINANCE #2011-06 FINAL READING PUBLIC DISCUSSION AND ADOPTION ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AMENDING CHAPTER XVII, DEVELOPMENT REGULATIONS, AS IT AFFECTS ARTICLE V ENTITLED "PINELANDS AREA"

Explanation from Mr. Hering

OPEN TO PUBLIC DISCUSSION THIS ORDINANCE ONLY

Motion: Komsa Second: Roma
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma - Zakar Absent:

NO QUESTIONS

CLOSE TO PUBLIC DISCUSSION THIS ORDINANCE ONLY

Motion: Komsa Second: Roma
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma - Zakar Absent:

RESOLUTION

#2010- 266 RESOLVED to approve and adopt Ordinance #2011-06 as presented as presented and held for public discussion.

Motion: Roma Second: LaCrosse
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma - Zakar Absent:

**ORDINANCE #2011-07 FINAL READING PUBLIC DISCUSSION AND ADOPTION
 ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY
 ESTABLISHING A LENGTH OF SERVICE AWARD PROGRAM FOR MEMBERS OF THE
 BEACHWOOD FIRST AID SQUAD AS SPONSORING AGENCY AND IN CONJUNCTION WITH THE
 BOROUGH OF PINE BEACH**

OPEN TO PUBLIC DISCUSSION THIS ORDINANCE ONLY

Motion: Roma Second: Clayton
 Approved: Clayton – Feeney – Komsa –LaCrosse – Roma - Zakar Absent:

Councilman LaCrosse	The Borough has done all work putting together because we believe our first aiders deserve. Pine Beach has not gone forward from their side. It's required to have o.k. from Pine Beach. However it will not on this year's ballot. Because work has been done by all - we would like to get it passed.
Mayor Verga	Question about putting on ballot for referendum Mr. Hiering - not until PINE BEACH ON BOARD.
Fitzgerald C; Compass	Thanked First Aid for great work. Grandfather built first aid. This is a bad time in our economy to set this precedence. Volunteer (definition) does not get compensation. Goes against the grain.
Lipton - Pennant Ave	Clearly important that volunteers know that we care about them There are no words to describe how important volunteers are to town like this. To show them our appreciation with a few bucks like this is the least we can do. There are financial problems every town has. This town should be able find money by cutting where they can.
Zito - Spar Ave	Commend volunteers. Do a tremendous job. Appreciate that they volunteer their time. Representing 9 American Legion posts in Ocean County - all I do is voluntary. I don't think the Borough residents could stand any amount of money added to their taxes. If you can find money without adding to our taxes, do it.
J. Fitzgerald – Compass	When you volunteer for something - you do not expect compensation. Beachwood has other infrastructure problems. Roads - Site Triangles - Appreciate what all the volunteers do.
A.C. Calligan- Cable Ave	Given NJ's history with pension and health benefits this is a very slippery slope to begin. Appreciate everything our volunteers do. However, under today's economic conditions I do not believe this is the time for this.

CLOSE TO PUBLIC DISCUSSION THIS ORDINANCE ONLY

Motion: Roma Second: Komsa
 Approved: Clayton – Feeney – Komsa –LaCrosse – Roma - Zakar Absent:

RESOLUTION

#2010- 267 RESOLVED to approve and adopt Ordinance #2011-07 as presented as presented and held for public discussion.

Motion: Roma Second: Clayton

Some Comments

Councilman Roma	Respects all opinions. Respects our volunteers 24/7/365 ... It should be the decision of the taxpayers as a whole - to go to voters.
Councilman Feeney	Are we putting the cart before the horse - it's supposed to be in conjunction with Pine Beach.
Mayor Verga	But will we have to do this all over again.
Attorney W. Hiering	Would recommend doing ordinance now - not sure if we would have to do again next year.
Councilman LaCrosse	All we are doing here is to allow the people to vote on the issue. It will not be a question this year. But why duplicate costs.. By allowing this to pass will send a signal to Pine Beach on this and maybe they will move forward.
Attorney W. Hiering	Since we have gone this far - if you have intention of doing - why go through it again next year - but will check to see if we have to do it again.

Approved: Clayton – Feeney – Komsa –LaCrosse – Roma - Zakar Absent:

**ORDINANCE #2011-08 FINAL READING PUBLIC DISCUSSION AND ADOPTION
AN ORDINANCE OF THE BOROUGH OF BEACHWOOD COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH AT CHAPTER IV, ENTITLED GENERAL LICENSING , " SO AS TO ESTABLISH SECTION 4.12 ENTITLED "ROADWAY CHARITABLE SOLICITATION"**

OPEN TO PUBLIC DISCUSSION THIS ORDINANCE ONLY

Motion: Feeney Second: Roma
Approved: Clayton – Feeney – Komsa –LaCrosse – Roma - Zakar Absent:

No Questions

CLOSE TO PUBLIC DISCUSSION THIS ORDINANCE ONLY

Motion: Zakar Second: LaCrosse
Approved: Clayton – Feeney – Komsa –LaCrosse – Roma - Zakar Absent:

RESOLUTION

#2010- 268 RESOLVED to approve and adopt Ordinance #2011-08 as presented as presented and held for public discussion.

Motion: Clayton Second: Roma
Approved: Clayton – Feeney – Komsa –LaCrosse – Roma - Zakar Absent:



Government and Regulatory
Affairs Department
Comcast
403 South St.
Eatontown, NJ 07724
732.281.3704 Ph.
732.380.7981 Fax

July 29, 2011

Hon. Bonnie M Varga
And Members of the Governing Body
Beachwood Borough
1600 Pinewald Rd.
Beachwood, NJ 08722-2897

RE: Internet EssentialsSM

Dear Mayor Varga and Members of the Governing Body:

I am writing to inform you of an exciting new program by Comcast designed with the assistance of the Federal Communications Commission (FCC) to help bridge America's digital divide, called **Internet EssentialsSM**. In conformity with the National Broadband Plan, the program addresses key barriers to Internet access and adoption by providing affordable Internet access, the opportunity to purchase a computer and training to low-income families with at least one child receiving free lunches under the National School Lunch Program.

The Internet EssentialsSM program will be available starting in the 2011 "back to school" season. Eligible participants will receive:

- Comcast home Economy Internet service for \$9.95 per month plus applicable taxes and fees, with no activation fees, no additional equipment rental charges, no credit checks, no price increases and no long-term contracts;
- The option to purchase a pre-configured computer for 149.99 (plus applicable taxes); and
- Access to online, in print and classroom based digital literacy training.

An entire household will be eligible to participate in the program if the household i) is located where Comcast offers Internet service; ii) has at least one child receiving free lunch through the National School Lunch Program; iii) has not subscribed to Comcast Internet service within the last 90 days; and iv) does not have an overdue Comcast bill or unreturned equipment.

Participating families may be able to benefit from Internet EssentialsSM for the entire life of their child's K-12 education, as long as they remain eligible.

In order to reach as many eligible families as possible, we could use your help! We have met with the Governor, the Secretary of Education and several state education associations all of which support the program. We are currently working with local school districts on ways to get the word out about the program to eligible students. Your support in getting the word out to your residents would be very helpful. We want to make sure all students and families of eligible students are aware of this great program.

Additional information on the Internet EssentialsSM program can be found at www.internetessentials.com. To get involved in spreading the word about the program, sign up on our partner portal, www.internetessentialspartner.com to download materials such as flyers, brochures and posters.

If you have any questions regarding the Internet EssentialsSM program please feel free to contact me at 731-281-3704 or by email to Robert_Clifton@cable.comcast.com.

Sincerely,

Robert Clifton
Director of Government and Regulatory Affairs

2. Troop 70 - Use of Beach for Bonfire



Beachwood/Pine Beach/Bayville

TROOP 70

August 10, 2011

Borough of Beachwood
1600 Pinewald Rd
Beachwood NJ 08722

To whom it may concern;

I am making a request for the use of the Beachwood beach on behalf of Boy Scout Troop 70. The event is a family picnic and court of honor. This year many Scouts have achieved higher rank and have also received numerous merit badges and citations. The Scouts have invited their families and Webelos Scouts from Beachwood and Bayville Packs to attend. We would like to plan events around the Beachwood beach like so many other organizations in our community.

The picnic would begin around 6:00 pm on September 27th with September 28th as a rain date. The Boy Scouts are very conscientious in keeping the beach and our town clean and will be fully supervised since this is a family event. I will notify the Bureau of Fire prevention for the requested use of the Beachwood beach on these dates along with request the use of a fire permit. We will gladly abide by the regulations enforced by the Borough of Beachwood and the Bureau of Fire Prevention. This includes the containment of fire using Borough provided fire pit receptacle, the removal of all burned or unburned debris and returning the beach to its original state. The time in which we would like to use the beach has been carefully considered as not to interfere with summertime events and when the beach is closed to bathers for the season.

The Borough of Beachwood and the Bureau of Fire Prevention has been gracious in providing us with the use of the beach and a fire permit in the past and it has always been a well received event. The scenic Beachwood beach complements our traditional event for the entire family as well as the Scouts themselves. The boys, their families and I would appreciate the Borough's consideration and the opportunity to continue to use the beach for this event and to impress upon future Boy Scouts the importance of community involvement and public service. It has been a great success in the past and we would like to continue this event with everyone's cooperation.

Thank you for your time and attention in this matter. Please feel free to call me at any time.

Sincerely,

[Handwritten signature]

Bill Stueber
Scoutmaster
Boy Scout Troop 70
wfstu@aol.com
732-684-1465

20 3 11 PM 10 AUG 10 2011

Resolution #2011-269

To approve the request for Bonfire - pending Fire Prevention permits and contingent upon proper clean up.

Motion: Clayton

Second: LaCrosse

Approved: Clayton - Feeney - Komsa - LaCrosse - Roma - Zakar

Absent:

3.

Rental Property Owner - 852 Beachwood Blvd.

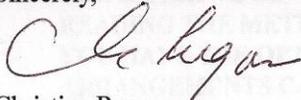
Dear Mayor and Council,

7/20/11

We have a house at 852 Beachwood Boulevard, which was my fathers until he passed away in 2008. We have had a renter in there for the past two years. They moved out in June and since then, we have gotten a water bill for \$1644.00. Apparently, the toilet had been leaking and our renter failed to let us know. When they moved out, we bought and installed a new toilet, but without knowing, we had this high water bill. We have to pay this bill August 1 2011. This is the money we had allotted for the tax bill. Luckily, we have another month to figure out how we will pay for that bill. We are asking that you please help by adjusting this bill for us this one time. I have been a Beachwood resident for 18 years and have never asked for any kind of adjustment before, but this bill really took us by surprise. The normal water bill on my father's house is usually \$100-\$150 quarterly.

We ask that you take our plea into consideration.

Sincerely,



Christine Ryan

Mrs. Clayton - This is a Landlord's responsibility to monitor problems with their tenants and property

RESOLUTION:

#2011-270

To approve/ deny request for adjustment of bill for 852 Beachwood Blvd.

NO MOTION - RESOLUTION DIES

Motion:

Approved:

Abstain:

Second:

Absent:

Reports	
Mayor Verga	Labor Day around corner – barbeques and parties – stay safe and healthy. School opening - watch walkers. Remember 911.
Councilman Roma	Alliance - Summer fun nights spectacular - recent Monday had to cancel due to weather forecast. Last summer fun night coming up. Volunteers - Police - Fire - First Aid are there almost every week. Set up some great programs for kids. (Fire Company) School starting - means Alliance dances will begin again (2nd Friday) of each month. Fire Company annual poker run/barbeque - this weekend. Luau was a great success - nearly 1,000 attended. There was a great Facebook push for the Luau. Hula dancers - DJ's - Road and Drainage - a lot of work going on around town. We've been very responsible with our money. We haven't had furlough or layoffs. Able to address infrastructure work. Paving completed today on various roads. Finished layer due on Locker this week. New well (8) about 95% complete. Water pumped out was required by state. Have done a lot - this summer
Councilwoman Clayton	Taking care of few things here - some problems with air system in complex. Working with Eagle Scouts on various projects - Hydrant locations (master sheet) and identification for locations. Scout Eppel - building birdhouse by riverfront - (feeding station) Street Signs re-painted (not posts) Calendar in progress. Noise ordinance - will address Saturday and Sunday at 09:00. Has spoken with church - hope this helps. Memorial Service 9/11
Councilman Feeney	Semi Annual Recycling update regarding Borough share.
Councilman Komsa	Concert on Beach - Jersey Gold 8/13. Council paid half - and for the 5th year in row - Mr. Oris has had his company support. Zumba class - ends next Friday. Town Yard Sale 9/24 and 9/25 Bon Fire 10/22. Thanked Roma's for great Monday Fun Nights - held by Alliance.
Councilman LaCrosse	Attended Barnegat Bay Estuary session with MATES report on study done. Information that came out is not attractive to Beachwood. Spoke with representatives - discovered OCBOH had cameras - Explanation of discussion held with EPA. Showed pictures of drains. Not an easy solution. Much to do and cannot do alone.
Councilman Zakar	Reminder - Schools opening. Drivers please be careful with children waling. Building Dept. report. Attended Insurance Fund Safety Meeting. All departments attended, with some discussion on PEOSHA inspections.
Engineer J. Oris	Several items - Water treatment plant undergoing renovations - suspended until after summer season. Waiting on permits for water main work on Rt 9 near Bakery, will be done in fall. Agenda

County will be doing paving of Birch Street – cost of same in area of our project will decrease overall contract cost. Requires appropriate Resolution for Change Order

#2011-270 RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY APPROVING FINAL CHANGE ORDER #1 TO THE CONTRACT BETWEEN THE BOROUGH AND SHORE CONNECTION, INC. FOR BEACHWOOD WATER MAIN EXTENSION – PHASE 2 SPRAY AVENUE AND BIRCH STREET REDUCING THE CONTRACT BY \$56,379.00 TO A FINAL ADJUSTED CONTRACT PRICE OF \$141,771.00

WHEREAS, the Borough of Beachwood previously awarded a contract to Shore Connection, Inc. for the Beachwood Water Main Extension – Phase 2 Spray Avenue and Birch Street in the amount of \$198,150.00; and

WHEREAS, as a result of final change order quantities and adjustments to contract items the Borough Engineer has recommended Final Change Order #1 to the Contract reducing it by \$56,379.00 or 28.45%; and

WHEREAS, the Borough Council wishes to act upon the Engineer’s recommendation in order to reduce said Contract.

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 approves Final Change Order #1 to the contract between the Borough of Beachwood and Shore Connection, Inc. for the Beachwood Water Main Extension – Phase 2 Spray Avenue and Birch Street project decreasing the contract by \$56,379.00 or 28.45% to a final adjusted contract price of \$141,771.00.
2. That upon adoption of the within Resolution the Clerk is authorized and directed to forward a certified copy of it to the Borough Engineer, the Borough Treasurer and Shore Connection, Inc. and the Borough CFO.

Motion: Roma Second: Clayton
Question: Mayor Verga was concerned that this would eliminate work on Spray Ave. Mr. Oris clarified.
Approved: Clayton – Feeney – Komsa –LaCrosse – Roma - Zakar Absent:

Attorney Hierung

Addressed issue of notice from State of N.J. Dept. Treasury / Taxation about execution of warrant prohibiting releasing payment to Schaeffer Pyrotechnics . Any monies owing are to be paid to the State of N.J. The Treasurer is so authorized by Council.

Elizabeth A. Mastropasqua, Clerk
Borough of Beachwood
1600 Pinewald Road
Beachwood, New Jersey 08722

VIA FAX 732-349-8390

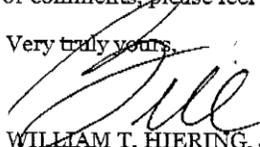
Re: Resolution - Block 9.34, Lot 13

Dear Bette:

I am herewith enclosing a Resolution and Quit Claim Deed necessary to clear an outstanding judgment of record concerning Block 9.34, Lot 13. Back on April 15, 1998 the Borough recorded a Final Judgment against that property and numerous others pursuant to an In Rem Foreclosure. Six (6) days later the Borough recorded a Partial Discharge of the Lis Pendens on this and other properties owned by David Lipton. I have checked with Liz and she indicates the property is in Mr. Lipton's name and I spoke to the title company who requested a vacation of the Final Judgment. Of course, to vacate the Final Judgment would require going back to Court which is time consuming and costly. Accordingly, they will accept a Quit Claim Deed and I have prepared a Resolution setting forth the facts and enclose that along with the Quit Claim Deed for execution after adoption of the Resolution.

If you have any additional questions or comments, please feel free to contact me.

Very truly yours,


WILLIAM T. HIERING, JR.
For The Firm

WTH/da
Enc.

RESOLUTION
#2011-271

**RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY
AUTHORIZING THE EXECUTION OF A QUIT CLAIM DEED TO THE CURRENT OWNER OF BLOCK
9.34, LOT 13 ON THE TAX MAP OF THE BOROUGH**

WHEREAS, the Borough of Beachwood previously recorded a Final Judgment including Block 9.34, Lot 13 on April 15, 1998; and

WHEREAS, on April 21, 1998 the Borough of Beachwood recorded a Partial Discharge of Lis Pendens including said Block 9.34, Lot 13 as the property had been redeemed by the property owner; and

WHEREAS, despite the Discharge of Lis Pendens as to said property the current title company has requested a vacation or release of any outstanding interest in the Borough of Beachwood; and

WHEREAS, it is now the desire of this Governing Body to act upon said matter.

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 authorizes the Mayor and Clerk to execute the attached Quit Claim Deed for said Block 9.34, Lot 13, also known as 1148 Cable Avenue and running to the current owner, David F. Lipton.
2. That upon adoption of the within Resolution the Clerk is authorized and directed to forward a certified copy of it to David F. Lipton.

Motion: Roma Second: LaCrosse
Approved: Clayton - Feeney - Komsa - LaCrosse - Roma - Zakar Absent:

CMFO Mauder

Best Practices Inventory - Overview - in 90% no aid being withheld - should get 100% of our aid. Received council endorsement to file report.

<u>Chief Cairns</u>	School opening - meeting with So. Toms River - re: International Fest - Mathis Plaza - Aug. 27 - 28. Wide array of celebrities - dignitaries - Urge residents to avoid area -
Mr. Roma	Concerns about cost for O/T for anything incurred as a result of this matter.

Resolution:

#2011-272 Seeking approval to hire 2 candidates from Civil Service List in order to meet deadline for acceptance into the Police Academy.

Motion: Feeney Second: LaCrosse
Questions: Mrs. Clayton – Mr. Roma concerned about not having names at this time. Chief will notify council on any steps taken in advance of entry to Academy.
Approved: Clayton – Feeney – Komsa –LaCrosse – Roma - Zakar Absent:

Municipal Clerk Announcement of Flu Clinic – October 21 2011 - 1:00 – 3:00

#2011-273 RESOLVED by Mayor and Council to approve the Raffle License application of Beachwood Soccer for September 10, 2011.

Motion: Clayton Second: LaCrosse
Approved: Clayton – Feeney – Komsa –LaCrosse – Roma - Zakar Absent:

RESOLUTION

#2011-274 RESOLVED to approve the following early registration for attendance at the N.J. League of Municipalities Convention November 15 – 17, 2011 in Atlantic City \$50 registration fee per person.

Governing Body Members: Council President Roma – Councilman LaCrosse

Elizabeth A. Mastropasqua Municipal Clerk Elizabeth Sarantinoudis Municipal Treasurer

Gabriel Silva DPW Asst. Supv. Clifford Schiel Water Asst. Supv.

Thomas DiMichele Fire Prevention

Motion: Feeney Second: Komsa
Approved: Clayton – Feeney – Komsa –LaCrosse – Roma - Zakar Absent:

From Tax Collector – request for
#2011-275 Resolved to authorize the Collector to extend that grace period to September 12th 2011 for third quarter taxes.

Motion: Feeney Second: Clayton
Approved: Clayton – Feeney – Komsa –LaCrosse – Roma - Zakar Absent:

OPEN TO PUBLIC DISCUSSION

Motion: Roma Second: LaCrosse
Approved: Clayton – Feeney – Komsa –LaCrosse – Roma - Zakar 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:

Terms & Condition of Employment - Code Enforcement
Personnel – Lifeguards

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

Motion:	Feeney	Second:	LaCrosse
Approved:	Clayton – Feeney – Komsa – LaCrosse – Roma - Zakar	Absent	

ACTION TAKEN AS A RESULT OF EXECUTIVE SESSION

**RESOLUTION
#2011- 276**

WHEREAS the Governing Body has received a request of Code Enforcement with regard to homes and lots – currently vacant that have not complied with steps taken by Borough to have them clean up; and

WHEREAS all the property owners have received calls – compliance letters and/or summons with no response to address violations.

NOW, THEREFORE, BE IT RESOLVED to authorize the Public Works Department to address clean up and implement appropriate liens for the properties identified herein.

836 Berkeley Ave -	1509 Berkeley Ave.
1153 Cable Ave -	89 Compass Ave.
1109 Mizzen Ave -	37 Wave St.

Motion:	Roma	Second:	Zakar
Approved:	Clayton – Feeney – Komsa – LaCrosse – Roma - Zakar	Absent	

TO ADJOURN

Motion:	LaCrosse	Second:	Roma
Approved:	Clayton – Feeney – Komsa – LaCrosse – Roma - Zakar	Absent	

Prepared by: E.A. Mastropasqua

Bonnie M. Verga
Mayor

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