

August 23, 2006

NOT OFFICIAL UNTIL APPROVED BY GOVERNING BODY

Beachwood Municipal Complex  
1600 Pinewald Rd.

7:00 PM

Call to Order

SALUTE TO FLAG

*While we pray for the safe return of our serving men and women, we must remember that 70 Servicemen have been killed, from New Jersey in Iraq and Afghanistan. Our war dead shall 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 a REMEMBRANCE of OUR HONORED DEAD. In their memory, a moment of silence.*

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 and delivered to the Ocean County Observer and the Asbury Park Press on January 1, 2006

Roll Call Members Present

Mayor Harold R. Morris

Council members:

Beverly Clayton  
Gregory Feeney

Thomas Miserendino (7:15)  
Ronald Roma

ABSENT: - Gerald W. LaCrosse Patricia A. Moran

#2006-289 RESOLVED by Mayor and Council to approve the 2006 Certified Bills List in the amount of \$254,715.90

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion		X				
Second	X					
Approved	X	X				X
Abstain						
Opposed						
Absent			X	X		

ORDINANCE FIRST READING TITLE ONLY  
#2006-17 AN ORDINANCE TO CREATE THE POSITION OF MUNICIPAL HOUSING LIAISON FOR THE PURPOSE OF ADMINISTERING THE BOROUGH OF BEACHWOOD

AFFORDABLE HOUSING PROGRAM PURSUANT TO THE FAIR HOUSING ACT

RESOLUTION

#2006-290 TO APPROVE ORDINANCE #2006-17 as presented on First Reading by Title Only.

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion		X				
Second						X
Approved	X	X				x
Abstain						
Opposed						
Absent			X	X	X	

ORDINANCE  
#2006-18

FIRST READING TITLE ONLY  
AN ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY FURTHER AMENDING ORDINANCE 2003-10 ENTITLED "AN ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AUTHORIZING VARIOUS PUBLIC ROAD AND DRAINAGE IMPROVEMENTS, LANDFILL CLOSURE, THE CONSTRUCTION OF A FIRST AID BUILDING, THE ACQUISITION OF A FIRE TRUCK, A UTILITY BODY PICKUP TRUCK, A TANDEM AXLE BODY ROLL-OFF TRUCK AND A TANDEM AXLE GARBAGE TRUCK AND OTHER MISCELLANEOUS IMPROVEMENTS ALL IN AND FOR THE BOROUGH OF BEACHWOOD AND APPROPRIATING THE SUM OF \$2,070,000.00 THEREFOR AND AUTHORIZING THE ISSUANCE OF GENERAL IMPROVEMENT BONDS OR NOTES IN THE AMOUNT OF \$1,966,500.00 TO FINANCE THE COST THEREOF"

RESOLUTION

#2006-291 TO APPROVE ORDINANCE #2006-18 as presented on First Reading by Title Only.

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion						X
Second	X					
Approved	X	X				X
Abstain						
Opposed						
Absent			X	X		

ORDINANCE

FIRST READING TITLE ONLY

#2006-19

AN ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AMENDING CHAPTER IX ENTITLED "RECREATIONAL ACTIVITIES" TO INCREASE THE BOROUGH'S BOAT SLIP RENTAL FEES FOR THE 2007 SEASON

RESOLUTION

#2006-292 TO APPROVE ORDINANCE #2006-19 as presented on First Reading by Title Only

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion	X					
Second		X				
Approved	X	X				X
Abstain						
Opposed						
Absent			X	X	X	

#2006-293 RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY CONFIRMING THE BOROUGH’S POLICY OF COVERING NEW EMPLOYEES WITH HEALTH CARE COVERAGE

WHEREAS, the Borough of Beachwood recently changed its health insurer in order to effectuate cost savings for the Borough; and

WHEREAS, the Borough’s policy of covering new employees has been to commence said coverage 60 days from the date of employment; and

WHEREAS, the Borough wishes to confirm this policy.

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 health care coverage shall continue to be effective for new employees 60 days from the date of initial employment.
2. That a copy of this resolution shall be forwarded to the Borough Treasurer.

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion	X					
Second		X				
Approved	X	X				X
Abstain						
Opposed						
Absent			X	X	X	

#2006-294 APPOINTMENT OF MUNICIPAL HOUSING LIAISON FOR THE PURPOSE OF ADMINISTERING THE BOROUGH OF BEACHWOOD AFFORDABLE HOUSING PROGRAM PURSUANT TO CHAPTER II, ADMINISTRATION, SECTION 2-38, MUNICIPAL HOUSING LIAISON, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BEACHWOOD

WHEREAS, the Mayor and Borough Council of the Borough of Beachwood petitioned the Superior Court of the State of New Jersey Law Division - Ocean County and was granted a Judgment of Repose on June 30, 1998 and was granted a Judgment of Compliance on January 15, 2004 of its Housing Element and Fair Share Plan ; and

**WHEREAS**, the Borough of Beachwood Fair Share Plan promotes an affordable housing program pursuant to the Fair Housing Act, N.J.S.A. 52:27D-301, et seq., and the New Jersey Council on Affordable Housing (COAH) Third Round Substantive Rules, N.J.A.C. 5:94-1, et seq.; and

**WHEREAS**, pursuant to N.J.A.C. 5:94-7 and N.J.A.C. 5:80-26.1 et seq., the Borough of Beachwood is required to appoint a Municipal Housing Liaison for the administration of the Borough of Beachwood affordable housing program to enforce the requirements of N.J.A.C. 5:94-7 and N.J.A.C. 5:80-26.1 et seq.; and

**WHEREAS**, the Borough of Beachwood has amended Chapter II, Administration, of the Revised General Ordinances, to add Section 2-38, Municipal Housing Liaison, to provide for the appointment of and establish the duties of a Municipal Housing Liaison to administer the Borough of Beachwood affordable housing program.

**NOW THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Beachwood in the County of Ocean, and the State of New Jersey that *Elizabeth A. Mastropasqua*; *Municipal Clerk* appointed by the Mayor is hereby approved by the Borough Council of the Borough of Beachwood as the Municipal Housing Liaison for the administration of the affordable housing program, pursuant to and in accordance with Chapter II, Section 2-38 of the Revised General Ordinances of the Borough of Beachwood.

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion	X					
Second						X
Approved	X	X				X
Abstain						
Opposed						
Absent			X	X	X	

#2006-295

RESOLVED by Mayor and Council to approve the 2006 salaries as follows:

Mastropasqua; Elizabeth (Housing Liaison – COAH)	\$1,000.00 Annually
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	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion		X				
Second						X
Approved	X	X				X
Abstain						
Opposed						
Absent			X	X	X	

RESOLUTION

#2006-296

**RESOLUTION OF THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN,  
STATE OF NEW JERSEY AUTHORIZING THE EXUECTION OF  
INTERGOVERNMENTAL AGREEMENT WTH THE COUNTY OF OCEAN**

**WHEREAS**, the County of Ocean has created and established a program to assist municipalities and governmental agencies in the repair and maintenance of municipal streets and property in addition to providing certain materials and supplies in connection therewith; and

WHEREAS, the governing body of the Borough of Beachwood has requested the County to provide certain road maintenance and repair services on certain streets of the municipality, not to exceed the sum of \$260,000.00; and

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF BEACHWOOD, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY, as follows:**

1. The Mayor and Clerk of the Borough of Beachwood are hereby authorized and directed to enter into and execute an Intergovernmental Agreement with the County of Ocean for the provision of certain road repair and maintenance services an amount not to exceed \$260,000.00, as more specifically set forth in that Agreement. \$10,000.00 for Signage and Striping (Engineering) and \$250,000.00 (Road Department).
2. A copy of this Agreement shall be kept on file and be available for public inspection at the Office of the Borough Clerk.
3. This Agreement shall take effect upon full execution by the parties and shall remain in full force and effect through December 31,2006. Sufficient funds have been appropriated and are available for this purpose in the current municipal budget.
4. A certified copy of this resolution shall be forwarded to:
  - A. Clerk of the Ocean County Board of Chosen Freeholders
  - B. Ocean County Road Department
  - C. Ocean County Engineering Department
  - D. Ocean County Department of Finance

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion						X
Second		X				
Approved	X	X				X
Abstain						
Opposed						
Absent			X	X	X	

**ORDINANCE  
#2006-20**

**FIRST READING TITLE ONLY**

**AN ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE ACQUISITION OF A NEW SANITATION TRUCK, A HEAVY-DUTY SUV 4 X 4 FOR THE POLICE DEPARTMENT AND A LARGE DOCUMENT'S SOLUTION SYSTEM AND RELATED EQUIPMENT APPROPRIATING THE SUM OF \$286,000.00 THEREFOR AND AUTHORIZING THE ISSUANCE OF GENERAL IMPROVEMENT BONDS OR NOTES IN THE AMOUNT OF \$271,700.00 TO FINANCE THE COST THEREOF**

Resolution  
#2006-297A

RESOLVED by Mayor and Council to approve Ordinance #2006-20 as presented on First Reading Title Only

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion						X
Second	X					
Approved	X	X				X
Abstain						
Opposed						
Absent			X	X	X	

#2006-297B RESOLVED by Mayor and Council to approve the request for Conference Training Seminar

<b>Date:</b>	September 21	Elizabeth A. Mastropasqua
<b>Subject:</b>	Ethics / Pay to Play Update	
<b>Location:</b>	Lacey Twp Municipal Complex	
<b>Cost:</b>	\$10 (paid by attendee)	
<b>Vehicle:</b>	No	

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion		X				
Second						X
Approved	X	X				X
Abstain						
Opposed						
Absent			X	X	X	

PUBLIC DISCUSSION TO OPEN

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion						X
Second	X					
Approved	X	X				X
Abstain						
Opposed						
Absent			X	X	X	

Novaky  
Maple Street. What is reval due date?

PUBLIC DISCUSSION TO CLOSE

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion		X				
Second						X
Approved	X	X				X
Abstain						
Opposed						
Absent			X	X	X	

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:  
 Personnel - Public Works - Assistant Supervisors  
 Contractual - Engineer - Planner - PBA  
 Terms and Condition of Employment - Public Defender
3. It is anticipated that the subject matter discussed may be made public in (90) days.

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion						X
Second	X					
Approved	X	X				X
Abstain						
Opposed						
Absent			X	X	X	

TO RE-OPEN

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion						X
Second				X		
Approved	X	X		X		X
Abstain						
Opposed						
Absent			X		X	

Action Taken from Executive Session

#2006- 298 RESOLVED by Mayor and Council of the Borough of Beachwood to approve the agreement between the Borough of Beachwood and LGA Engineering Inc. for Professional Services on Berkeley Avenue Re-zoning not to exceed \$3,750.00

	Clayton	Feeney	LaCrosse	Miserendino	Moran	Roma
Motion		X				
Second				X		
Approved	X	X		X		X
Abstain						
Opposed			X		X	
Absent						

#2006- 299 RESOLVED by Mayor and Council of the Borough of Beachwood to approve the Field Change Order for Forte Builders - Railroad Avenue Drainage in the amount of \$3,267.00

	<b>Clayton</b>	<b>Feeney</b>	<b>LaCrosse</b>	<b>Miserendino</b>	<b>Moran</b>	<b>Roma</b>
Motion				X		
Second		X				
Approved	X	X		X		X
Abstain						
Opposed						
Absent			X		X	

To Adjourn

	<b>Clayton</b>	<b>Feeney</b>	<b>LaCrosse</b>	<b>Miserendino</b>	<b>Moran</b>	<b>Roma</b>
Motion				X		
Second		X				
Approved	X	X		X		X
Abstain						
Opposed						
Absent			X		X	

Submitted by : E.A. Mastropasqua

\_\_\_\_\_  
 Harold R. Morris  
 Mayor

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