

September 20, 2006

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 71 Servicemen have been killed, from New Jersey (most recently Frank Fraischetto - Toms River age 21) 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
Gerald W. LaCrosse

Steven Komsa
Thomas Miserendino
Ronald Roma

ABSENT: - None

#2006-300A RESOLVED by Mayor and Council to approve the 2006 Certified Bills List in the amount of \$653,971.48

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

#2006-300B RESOLVED by Mayor and Council to approve the 2006 Certified Bills List in the amount of \$6,686.98

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

#2006-301 RESOLVED by Mayor and Council to approve the minutes of the August 3rd, 2006 special meeting meeting of Mayor and Council

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

#2006-302 RESOLVED by Mayor and Council to approve the minutes of the August 16, 2006, meeting of Mayor and Council

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

#2006-303 RESOLVED by Mayor and Council to approve the minutes of the August 23, 2006 Meeting of Mayor and Council.

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

#2006-304 RESOLVED by Mayor and Council to approve the minutes of the August 30, 2006 Special Meeting of Mayor and Council.

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

#2006-305 RESOLVED by Mayor and Council to approve the Community Center rentals as follows:

2006 Community Center Rentals

Sept.	17	Giaccio	Rental:	\$700
		11 Letts Landing Rd.	Deposit:	\$700
		Waretown N.J.		
Oct.	15	Alonzo	Rental:	\$700
		28 Browning Ave	Deposit:	\$700
		Bayville		
Oct.	22	Blaszka	Rental:	\$350
		1400 Mermaid Ave	Deposit:	\$500
		Beachwood		
Oct.	29	Larrison	Rental:	\$350
		509 Seaman Ave	Deposit:	\$500
		Beachwood		
Nov.	03	Hornidge	Rental:	\$350
		709 Spray Ave.	Deposit:	\$500
		Beachwood		
Nov.	18	Butigieg	Rental:	\$350
		1001 Longboat Ave.	Deposit:	\$500
		Beachwood.		
Nov.	19	Mazanec	Rental:	\$350
		108 Longboat Ave	Deposit:	\$500
		Beachwood		

Nov.	26	Clayton	Rental:	\$350
		709 Seaman Ave.	Deposit:	\$500
		Beachwood		
2006 Mayo Park				
Sept.	10	Salzer	Rental:	\$150
		204 North Bay Ave	Deposit:	\$ 75
2007 Community Center Rental				
Feb.	17	Arneth	Rental:	\$350
		540 Longboat Ave.	Deposit:	\$500
		Beachwood		
Mar.	03	Poskay	Rental:	\$700
		9 St. John Ave.	Deposit:	\$700
		Toms River		
May	12	Ulrich	Rental:	\$350
		536 Beach Ave.	Deposit:	\$500
		Beachwood		
June	29	Caracciolo	Rental:	\$350
		95 Oak St.	Deposit:	\$500
		Beachwood		
June	30	Pendleton	Rental:	\$350
		229 Anchor Ave.	Deposit:	\$500
		Beachwood		
July	29	Hamway	Rental:	\$350
		333 Beachwood Blvd.	Deposit:	\$500
		Beachwood		
Aug.	18	Koehler	Rental:	\$350
		1532 Longboat Ave.	Deposit:	\$500
		Beachwood		
Aug.	25	Applegate	Rental:	\$350
		1011 Anchor Ave	Deposit:	\$500
		Beachwood		

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

#2006-306 RESOLVED by Mayor and Council to approve the following request for Conference
 – Training – Seminar

Date:	Sept. 29	Court Administrator Linda Felton
Location:	Quality Inn – Toms River	
Subject:	Court Annual Conference	
Cost:	\$0	
Vehicle:	No	

Date:	Oct. 4	Det. William Cairns
Location:	East Windsor	
Subject:	NJPCF Safe Schools Symposium	
Cost:	\$130	
Vehicle:	Yes	

Date:	Nov. 15	Elizabeth A. Mastropasqua
Location:	Atlantic City	
Subject:	MCANJ Annual Business Meeting	
Cost:	\$0	
Vehicle:	No	

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

#2006-307 WHEREAS on June 7, 2006 under resolution #2006-186 approval was given for Rental of the Community Center on November 11, 2006 by Mary Lynn Breslin – 1429 Mizzen Avenue, noting all resident fees were posted (\$850); and

WHEREAS, on August 17, 2006, written notice of cancellation was received, subjecting the application to a cancellation fee of \$100.

NOW, THEREFORE BE IT RESOLVED to approve a refund of rental fees in the amount of \$750 (reflecting \$100 cancellation) to Mary Lynn Breslin 1429 Mizzen Avenue, Beachwood.

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

#2006-308 WHEREAS, on August 11, 2006, payment was received from August Tornquist, 616 Spar Avenue, Beachwood, in the amount of \$20 for a Freon drop; and

WHEREAS, when attempting to deliver the Freon to the drop off site, it was not accepted because the vehicle had commercial plates; and

WHEREAS, the Freon was subsequently sold.

NOW, THEREFORE, BE IT RESOLVED to refund \$20 to Mr. August Tornquist 616 Spar Avenue.

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

#2006-309 WHEREAS, the Borough of Beachwood, is a member of the Ocean County Municipal Joint Insurance Fund, hereinafter the "FUND" and

WHEREAS, the "FUND", pursuant to N.J.S.A. 40A:10-36 et seq., has the authority to adopt rules and regulations which from time to time are reviewed and revised in the best interest of the "FUND"; and

WHEREAS, after a public hearing conducted on August 15, 2006, the Executive Committee of the "FUND" adopted revised bylaws; and

WHEREAS, these revised bylaws must be ratified by at least three fourths of the member towns before they can become effective.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Borough of Beachwood, that the revised by laws are hereby ratified.

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

#2006-310 RESOLVED by Mayor and Council to approve the Raffle Application of Beachwood Elementary School PTO for October 28, 20066.

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

#2006-311 RESOLVED by Mayor and Council to approve agreement between Borough of Beachwood and Schoor DePalma for "Resetting castings - 2006 Road Project not to exceed \$6,000.

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

#2006-312 RESOLVED by Mayor and Council to approve the agreement between the Borough of Beachwood and Schoor DePalma for 2006 Drainage Phase III not to exceed \$75,000.

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

#2006-313

RESOLVED by Mayor and Council to authorize the Municipal Attorney to prepare the ordinance amending re-allocating funds in Ord. #2005-05

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

ORDINANCE

#2006-15

FINAL READING – PUBLIC DISCUSSION - ADOPTION

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 BEACHWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY.

OPEN TO PUBLIC DISCUSSION ON THIS ORDINANCE ONLY

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

NO QUESTIONS

CLOSE TO PUBLIC DISCUSSION ON THIS ORDINANCE ONLY

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

Resolution
#2006-314

RESOLVED by Mayor and Council to approve and adopt Ordinance #2006-15 as presented and held for discussion

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

ORDINANCE FINAL READING – PUBLIC DISCUSSION – AND ADOPTION

#2006-16 AN ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY, AMENDING CHAPTER XVI ENTITLED “FLOOD PREVENTION” IN ORDER TO UPDATE AND REVISE ITS VARIOUS PROVISIONS AND REQUIREMENTS.

OPEN TO PUBLIC DISCUSSION ON THIS ORDINANCE ONLY

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

Lipton
Pennant Ave.

Questioned how council could proceed with this ordinance if they did not understand it and did not know what it contained. There is no documentation attached to ordinance.

Clerk: Documents for public review were available in the office of the Clerk.

Mr. Hiering: Changes made by FEMA in documenting flood zones, required to be addressed or the Borough would lose its’ rating and no insurance would be available.

CLOSE TO PUBLIC DISCUSSION ON THIS ORDINANCE ONLY

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

Resolution
#2006-315

RESOLVED by Mayor and Council to approve and adopt Ordinance #2006-16 as presented and held for discussion

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

ORDINANCE #2006-17 FINAL READING - PUBLIC DISCUSSION - ADOPTION
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

OPEN TO PUBLIC DISCUSSION ON THIS ORDINANCE ONLY

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

NO QUESTIONS

CLOSE TO PUBLIC DISCUSSION ON THIS ORDINANCE ONLY

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

Resolution
#2006-316

RESOLVED by Mayor and Council to approve and adopt Ordinance #2006-17 as presented and held for discussion

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

ORDINANCE FINAL READING – PUBLIC DISCUSSION – ADOPTION

#2006-18 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”

OPEN TO PUBLIC DISCUSSION ON THIS ORDINANCE ONLY

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

NO QUESTIONS

CLOSE TO PUBLIC DISCUSSION ON THIS ORDINANCE ONLY

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

Resolution

#2006-317 RESOLVED by Mayor and Council to approve and adopt Ordinance #2006-18 as presented and held for discussion

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

ORDINANCE FINAL READING – PUBLIC DISCUSSION - ADOPTION

#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

OPEN TO PUBLIC DISCUSSION ON THIS ORDINANCE ONLY

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

NO QUESTIONS

CLOSE TO PUBLIC DISCUSSION ON THIS ORDINANCE ONLY

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

Resolution
#2006-318

RESOLVED by Mayor and Council to approve and adopt Ordinance #2006-19 as presented and held for discussion

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

ORDINANCE FINAL READING - PUBLIC DISCUSSION - ADOPTION

#2006-20 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

OPEN TO PUBLIC DISCUSSION ON THIS ORDINANCE ONLY

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

NO QUESTIONS

CLOSE TO PUBLIC DISCUSSION ON THIS ORDINANCE ONLY

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

Resolution

#2006-318 RESOLVED by Mayor and Council to approve and adopt Ordinance #2006-19 as presented and held for discussion

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

#2006-319 Resulting from Executive Session discussion August 23rd.

RESOLVED by Mayor and Council to increase the salary of the public defender from \$2,568.00 to \$4,000.00 annually.

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

#2006-320 **RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE MODIFICATION OF ITS FY 2006 MUNICIPAL AID PROGRAM APPLICATION**

WHEREAS, the Borough of Beachwood previously made application for the FY 2006 Municipal Aid Program estimating construction costs of \$179,718.00; and

WHEREAS, the Borough has been awarded \$100,000.00 pursuant to said program; and

WHEREAS, the Borough desires to modify the extent of the improvements to Spray Avenue, Nautilus Street and Oak Street in order to reduce the scope of said project.

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 modifies its request under the FY 2006 Municipal Aid Program to limit the improvements to Spray Avenue to now cover the area from Nautilus Street to Bowline Street and to further limit Nautilus Street from Windward Avenue to Spray Avenue.
2. The Borough ratifies said FY 2006 Municipal Aid Program Application with the exception of the reduced request for Spray Avenue and Nautilus Street listed above.
3. That upon the adoption of the within resolution, the Clerk is authorized to forward a certified copy of it to Borough Engineer, James M. Oris for appropriate distribution.

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

#2006-321 RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY
AWARDING A CONTRACT TO HASKELL SITE WORK, L.L.C. FOR THE 2006 ROAD
IMPROVEMENT PROGRAM IN THE AMOUNT OF \$418,648.10

WHEREAS, the Borough of Beachwood previously advertised for the receipt of bids on September 19, 2006 for its 2006 Road Improvement Program; and

WHEREAS, at the time and place for the receipt of bids, five bids were received ranging from a low price of \$300,235.50 to a high price of \$632,383.25; and

WHEREAS, the low bidder, Sea View General Construction supplied a consent of surety not to exceed the sum of \$250,000.00; and

WHEREAS, said consent of surety did not meet the bid amount of \$300,235.50; and

WHEREAS, the New Jersey Public Contracts Law requires the submission of a consent of surety where requesting indicating that the surety company will issue a performance and payment bond in the full amount of the contract; and

WHEREAS, failure to submit said consent of surety is fatal to the bid of Sea View General Construction and accordingly the Borough cannot consider said bid for award; and

WHEREAS, the second low bidder, Haskell Site Work, LLC has complied with all requirements of the bid specifications and the Borough Engineer has recommended award of the contract in the bid amount of \$418,648.10; and

WHEREAS, the Borough Attorney has reviewed and concurred that the low bid cannot be considered and has found the bid documentation of Haskell Site Work, LLC to be in proper form and order; and

WHEREAS, the Borough has certified that adequate funds are available to award said contract; and

WHEREAS, it is now the desire of this governing body to award a contract to the lowest qualifying bidder, Haskell Site Work, LLC.

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 Haskell Site Work, LLC for its 2006 Road Improvement Program covering Elm Street, Mizzen Avenue, Longboat Avenue, Birch Street, Ocean Avenue and Nautilus Street for the sum of \$418,648.10 in accordance with the Borough's bid specifications.
2. That upon the adoption of the within resolution, the Clerk is authorized to forward certified copies of it to Haskell Site Work, LLC, Sea View General Construction, the Borough Treasurer and the Borough Engineer.

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

Mr. Feeney posed questions to the Engineer regarding the disqualification of the low bidder.

SPECIAL PRESENTATION

Mayor Morris introduced Fire Chief Roger Hull who proceeded to make a presentation to Councilman Miserendino from the 200 Club of Ocean County.

RECESS:

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

RE-OPEN MEETING

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

CORRESPONDENCE: NONE

COUNCIL REPORTS

Mayor Morris Welcomed Mr. Komsa. To the residents affected by flash flooding, the Borough is doing it's best to help all affected. Recently chaperoned Alliance Dance – had a great time – thanked Alliance for all their efforts.

Councilmember

Beverly Clayton Halloween Harvest Bonfire – October 14 – requested following approval for bonfire:

RESOLUTION

#2006-322

TO APPROVE the request for Bonfire – pending all permits.

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

Blood Drive sign up in progress. Ernesto damage at Marina will be submitted to Insurance for review. DPW did great job in addressing problem. Recently had “bobcat” demo at beach. New playground equipment coming to Mayo Park.

Gregory Feeney DPW making pick ups as necessary to address storm debris. Borough will try to assist when appropriate in reduction of fees on permits for repairs. Suggested residents needing help getting debris removed should contact DPW. Work release was in on Sept. 18 and will be back on Sept. 25

Steven Komsa Congratulated Mr. Miserendino on his award and thanked him and all other Fire Volunteers for their service. Met with Borough personnel and Library to introduce himself.

Gerald LaCrosse Welcomed Mr. Komsa. Hopes efforts to secure help from state will get residents relief.

Thomas Miserendino Thanked Fire Company for Presentation of award. Junior Fire Academy starting up again. Structural Engineers are submitting proposal for inspection of First Aid.

Ronald Roma Proposed the following resolution to the Governor for assistance in declaring State of Emergency.

**RESOLUTION
#2006-323**

WHEREAS, the recent storm of September 15, 2006 resulted in substantial destruction and damage to public and private property throughout Ocean County; and

WHEREAS, this storm was severe throughout the County with reports of personal property damage particularly in the central and southern portion of the County; and

WHEREAS, areas throughout the County were inundated with approximately nine (9) inches of rain over a three hour period resulting in substantial flooding, destruction and damage; and

WHEREAS, the Borough of Beachwood is requesting the Honorable Jon Corzine, Governor of the State of New Jersey to declare a State of Emergency due to the damage caused by this recent rainfall and flooding; and

WHEREAS, other municipalities may also request the Governor to declare a State of Emergency based on extensive damage within their community.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Beachwood hereby supports any municipality within Ocean County in their request to the State to declare a State of Emergency as a result of the recent damaging rainfall.

BE IT FURTHER RESOLVED that certified copies of this resolution shall be forwarded to Governor Jon Corzine, the 9th, 10th, and 30th Legislative Districts, the Ocean Count Board of Chosen Freeholders, all Ocean County Municipalities, and the Ocean County Office of Emergency Management.

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

Administrator Lacey Repeated comments on storm damage. Commended DPW for job well done during the storm.

Municipal Attorney No report

Municipal Engineer; Updated on all projects.

Treasurer Dehnz: Tax Sale held on Spet. 20, well attended. Yard Sale Sept. 22 and 23 \$12.

Clerk Mastropasqua: No report

PUBLIC DISCUSSION TO OPEN

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

Kramer
1428 Windward Ave. Requested permission for his Little League Team to utilize the Mayo Park field for their Fall Ball League.

Approved pending insurance documents being filed.

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

Fire Chief
Roger Hull Thanked Governing Body for the Resolution to the Governor. Advised residents who need storm relief info to contact him. Commented on scams inflicted on some residents during the storm.

Valdez Suffered damages and was the victim of scam.

Mr. Lacey: Will report same to O.C. Consumer Affairs Office.

Ferazo
1151 Windward Ave. Commented on status of paper street near their home.

Calligan
901 Cable Ave. Water on Birch and Cable coming from under ground.

Mr. Roma: County road, will have Administrator contact county to see what can be done.

PUBLIC DISCUSSION TO CLOSE

	Clayton	Feeney	Komsa	LaCrosse	Miserendino	Roma
Motion				X		
Second			X			
Approved	X	X	X	X	X	X
Abstain						
Opposed						
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:

- Personnel - Administrative
- Contractual - Engineer - PBA
- Pending Litigation - Lattimer

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

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

TO RE-OPEN

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

ACTION TAKEN RESULTING FROM EXECUTIVE SESSION

RESOLUTION:

#2006-324 RESOLVED by Mayor and Council to approve the agreement between the Borough of Beachwood and Schoor DePalma for Borough Wide GIS Base Map and Water System Data Input in the amount of \$5,900.00

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

#2006-325 RESOLVED by Mayor and Council to implement the Summer Schedule in Public Works effective September 25, 2006.

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

#2006-326 RESOLVED by Mayor and Council to approve the following requests for Conference – Training or Seminar:

Date:	October 19 -26 and Nov. 12	Jeanette Larrison
Location:	Hazlet – Holiday Inn	
Subject:	Introduction to Planning/Zoning Administration (Rutgers)	
Cost:	\$441.00	
Vehicle:	No	

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

TO ADJOURN

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

Submitted by: E.A. Mastropasqua

Harold R. Morris
Mayor

Attested to by: _____
Elizabeth A. Mastropasqua
Municipal Clerk