

September 21, 2005

7:00 P.M.
Beachwood Municipal Complex
1600 Pinewald Rd.

Flag Salute

A Moment of silence in memory our Military men and women who have lost their lives in service to our country.
For the men and women serving around the world, may they have a safe return home.

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 was posted on the Bulletin Board located in the Municipal Complex and delivered to the Asbury Park Press and Ocean County Observer on January 1, 2005.

Members Present:

Mayor Harold R. Morris

Council members:	Beverly Clayton	Thomas Miserendino
	Gregory Feeney	Patricia Moran
	Gerald LaCrosse	Ronald Roma

Absent: None

RESOLUTION

#2005-283 RESOLVED by Mayor and Council to approve the 2005 Certified Bills List in the amount of \$ 342,003.84

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

#2005-284 RESOLVED by Mayor and Council to approve the minutes of the August 17, 2005 Meeting of Mayor and Council;

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

#2005-285 RESOLVED by Mayor and Council to approve the minutes of the Sept. 07, 2005 Special Meeting of Mayor and Council;

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

#2005-286

RESOLVED by Mayor and Council to approve the following requests for rental of Community Center and Mayo Park as follows:

COMMUNITY CENTER 2006				
Feb	26	Applegate	Rental:	\$WAIVE
		Cub Scout Pack 114	Rental:	\$WAIVE
		Webelo's Blue God Awards Ceremony		
May	06	Kelshaw	Rental:	\$350
		1013 Neptune Ave	Deposit:	\$500
		Beachwood		
Aug.	05	Casertano	Rental:	\$350
		1408 Spray Ave	Deposit:	\$500
		Approval #222 Res.	Re-Schedule:	\$25
MAYO PARK 2005				
Aug	25	Fisher	Rental:	\$125
		600 Compass Ave	Deposit:	\$175
		Beachwood		
Sept	25	McKenna	Rental:	\$75
		436 Longboat Ave	Deposit:	\$75
		Beachwood		

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

#2005-287

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

GENERAL GOVERNMENT

DATE:	Sept. 30	Linda Felton
LOCATION:	Toms River	
SUBJECT:	Municipal Court Conference	
COST:	\$0	
VEHICLE:	No	

DATE:	October 21	Elizabeth Mastropasqua
LOCATION:	Patterson NJ	
SUBJECT:	Municipal Clerks Association State Meeting	
COST:	\$0	
VEHICLE:	No	

DATE:	October 21	Deborah Martocci (Court)
LOCATION:	Berkeley Twp	
SUBJECT:	RMOS Training (Court Computer System)	
COST:	\$0	
VEHICLE:	No	

DATE:	Nov. 15 – 16 – 17 -	(ONE DAY @) Morris – Lacey – Miserendino – Roma –
LOCATION:	Atlantic City	Mastropasqua DeFalco – Vivenzio – Felton
SUBJECT:	N.J. League Municipalities Convention	
COST:	\$40	
VEHICLE:	No	

FIRE COMPANY

DATE:	Sept. 10 Joseph Diehl	
LOCATION:	OC Fire Academy	
SUBJECT:	SCBA/Smokehouse & Live Burn Refresher	
COST:	\$ 0	
VEHICLE:	No	

DATE:	Sept. 11 – 19 - 26 L. Fager – H. Kopenhafer -	
LOCATION:	OC Fire Academy	
SUBJECT:	Incident Management System I-200	
COST:	\$ 0	
VEHICLE:	No	

DATE:	Sept. 27 L. Fager 0 J. Smith	
LOCATION:	OC Fire Academy	
SUBJECT:	FAST Team Awareness	
COST:	\$ 0	
VEHICLE:	No	

DATE:	Oct. 22 & 29	L. Fager – H. Kopenhafer -
LOCATION:	OC Fire Academy	
SUBJECT:	Basic Extrication	
COST:	\$ 0	
VEHICLE:	No	

DATE:	Nov. 2 & 5	L. Fager – K. Davison – J. Smith – H. Kopenhafer
LOCATION:	OC Fire Academy	
SUBJECT:	Building Construction	
COST:	\$ 0	
VEHICLE:	No	

DATE:	Nov. 19	L. Fager – H. Kopenhafer – J. Smith – K. Davison
LOCATION:	OC Fire Academy	
SUBJECT:	School Bus Extrication	
COST:	\$ 0	
VEHICLE:	No	

PUBLIC WORKS

DATE:	September 21	Petroski – Seidler - Bernard
LOCATION:	Beachwood	
SUBJECT:	Defensive Driving - JIF	
COST:	\$ 0	
VEHICLE:	No	

DATE:	October 14	- Clayton; J – Clayton; T – DeMorato
LOCATION:	Beachwood	
SUBJECT:	Jetter - Rodder	
COST:	\$ 0	
VEHICLE:	No	

DATE:	October 21	Amoresano – Clayton; J – Russell – Silva – Roche - Brosen
LOCATION:	Beachwood	
SUBJECT:	Garbage Collection (AM) Snow Plow Safety (PM) - JIF	
COST:	\$ 0	
VEHICLE:	No	

DATE:	November 09	All DPW Blue Collar excluding Starmer & Bernard
LOCATION:	Beachwood	
SUBJECT:	Blood Borne Pathogens (Mandatory JIF Refresher)	
COST:	\$ 0	
VEHICLE:	No	

#2005-293 WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue into the budget of any county or municipality when such item shall become available by and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS; said Director may also approve the insertion of any item of appropriation equal amount.

NOW, THEREFORE,, BE IT RESOLVED, by Mayor and Council that the Borough of Beachwood hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue into the budget of the year 2005, in the sum of \$50,000.00 which item is now available as a revenue from Community Development Block Grant Rehab, Single Unit Residential ; and

BE IT FURTHER RESOLVED, that a like sum of \$50,000.00 be and the same is hereby appropriated under the Community Development Block Grant Rehab, Single Unit Residential

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

#2005-293 RESOLVED by Mayor and Council to approve the purchase of a 2005/2006 Crown Victoria Police Vehicle – (State Contract Package) from Winner Ford in the amount of \$19,420.13.

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

#2005-294 RESOLVED by Mayor and Council to authorize the amendment of the Ocean County Schedule “C” agreement in the amount of \$174,000.00 (re-surfacing program).

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

#2005-295 RESOLVED by Mayor and Council to authorize the Notice to Bidders on the Police – Live Scan Fingerprinting Process .

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

#2005-296 RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY
AWARDING A CONTRACT TO APPRAISAL SYSTEMS, INC. IN THE AMOUNT OF \$40,000.00
FOR ASSISTING THE BOROUGH’S TAX ASSESSOR IN CONNECTION WITH THE BOROUGH-
WIDE REASSESSMENT OF REAL PROPERTY FOR THE YEAR OF 2007 IN ACCORDANCE
WITH THE BOROUGH’S BID SPECIFICATIONS

WHEREAS, the Borough of Beachwood previously advertised for the receipt of bids on July 28, 2005 for assisting the Borough’s Tax Assessor in connection with the reassessment program for the year 2007 tax year; and

WHEREAS, at the time and place for the receipt of bids, two bids were received; one from Appraisal Systems, Inc. in the amount of \$40,000.00 and another from Vital Services Group in the amount of \$54,500.00; and

WHEREAS, the Borough's Tax Assessor has reviewed the bid submissions and has recommended the award to the low bidder, Appraisal Systems, Inc.; and

WHEREAS, the Borough Treasurer has certified that funds are available for the award of the within contract; and

WHEREAS, it is now the desire of this governing body to award said contract for assisting the Assessor in connection in connection with said reassessment program.

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 awards a contract to Appraisal Systems, Inc. in the amount of \$40,000.00 and in accordance with the Borough's bid specifications for assisting the Borough Tax Assessor in connection with the reassessment of real property within the Borough of Beachwood to be effective for the tax year of 2007.
2. That upon the adoption of the within resolution, the Clerk is authorized to forward a duly-authenticated copy of it to the Borough Tax Assessor and Appraisal Systems, Inc.

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

ORDINANCE #2005-18 FINAL READING – PUBLIC DISCUSSION - ADOPTION
AN ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AMENDING CHAPTER IV ENTITLED “GENERAL LICENSING”, CHAPTER VI ENTITLED “ALCOHOLIC BEVERAGE CONTROL” AND CHAPTER XVII ENTITLED “DEVELOPMENT REGULATIONS” AS THEY APPLY TO LICENSING AND ZONING REVIEW FEES

OPEN TO PUBLIC DISCUSSION THIS ORDINANCE ONLY
 Motion: Feeney Second: LaCrosse
 Approved: Clayton – Feeney – LaCrosse – Miserendino – Moran - Roma
 Abstain: Absent:

Attorney Hiering provided an overview of the ordinance

CLOSE TO PUBLIC DISCUSSION THIS ORDINANCE ONLY
 Motion: Moran Second: LaCrosse
 Approved: Clayton – Feeney – LaCrosse – Miserendino – Moran - Roma
 Abstain: Absent:

#2005-297 RESOLVED by Mayor and Council to approve and adopt Ordinance #2005-18 as presented and held for public discussion.

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

ORDINANCE

FINAL READING – PUBLIC DISCUSSION – ADOPTION

#2005-19 AN ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AMENDING CHAPTER V ENTITLED “ANIMAL CONTROL” AS IT APPLIES TO “NUISANCES PROHIBITED” AND TO AMEND CHAPTER III ENTITLED “POLICE REGULATIONS” AS IT APPLIES TO THE PROHIBITED FEEDING OF WATERFOWL; THE COLLECTION AND DISPOSAL OF YARD WASTE; AND ESTABLISHING AN ILLICIT CONNECTION REGULATION AS IT APPLIES TO THE BOROUGH’S STORMWATER SYSTEM AND FURTHER PROVIDING FOR VIOLATIONS AND PENALTIES THEREOF

OPEN TO PUBLIC DISCUSSION THIS ORDINANCE ONLY

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

Attorney Hering provided an overview of the ordinance

Caligan
901 Cable Ave What “storm system” in place.

Explanation: Mr. LaCrosse and Mr. Feeney

CLOSE TO PUBLIC DISCUSSION THIS ORDINANCE ONLY

Motion: Roma Second: LaCrosse
Approved:
Abstain: Absent:

#2005-298 RESOLVED by Mayor and Council to approve and adopt Ordinance #2005-19 as presented and held for public discussion.

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

CORRESPONDENCE

- a. League of Women Voters – honoring long time member – resident of Beachwood and seeking Municipal Action. Representatives may be present for this reading.

#2005-298 WHEREAS, the League of Women Voters, a non-partisan political organization founded by Carrie Chapman Catt in 1920, is celebrating this year the 85thanniversaries of its founding and the ratification of the 19thAmendment granting women the right to vote; and,

WHEREAS, for 85 years the mission of the League of Women Voters has been to encourage the informed and active participation of citizens in government, to influence public policy through education and advocacy and to empower citizens to shape better communities worldwide; and,

WHEREAS, in celebration of the 85thanniversaries of its founding and the ratification of the 19th Amendment, the League of Women Voters of Ocean County is honoring its dedicated, long-time members at the September 10,2005 General Meeting of the League in the Berkeley Branch of the Ocean County Library, Bayville, NJ at 10:30AM; and,

WHEREAS, Carolyn Belvin resides in the Borough of Beachwood and holds a special place in the history of the Township; she served the League of Women Voters of Ocean County for twenty-seven years.

Ms Belvin began her association with the League in 1978 as a resident of Geneva, NY and continued that association in 1986 with the League of Women Voters of Ocean County. As President, she attended National Conventions in Washington, DC and in Boston, participated on several studies and in staffing booths at the Ocean County Fair and Dover Township Founders Days as well as liaison to the Women's History Month Committee. Ms. Belvin also served as Treasurer and attended many workshops across the state which were sponsored by League of Women Voters of New Jersey.

Since 1978 Ms. Belvin has maintained a long and strong involvement with the Episcopal Church and currently is Director of the Altar Guild at Christ Episcopal Church in Toms River. She is active in Episcopal Cursillo in the Diocese of New Jersey and has served as a member of the Secretariat and as Newsletter editor. She also has served as President of the Episcopal Church Women of New Jersey and as Newsletter editor.

Ms. Belvin was active with Boy Scout Troop 14, served as secretary of the Beachwood Troop Committee, as secretary of the Toms River High School South Marching Indian Bandwagon parents' group, participated in the Parents Club of the West Virginia University and was a founding member of the Monmouth/Ocean County Chapter of the Club.

WHEREAS, Ms Belvin in the tradition of Susan B. Anthony and Carrie Chapman Catt has been and continues be a rich and enriching;

Therefore be it resolved that on this twenty-first day of September, 2005 the Borough of Beachwood in the County of Ocean hereby recognizes and commends Ms Belvin for her contributions and particularly for the many ways in which she has enhanced her own community.

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

COUNCIL REPORTS:

Mayor Morris Land fill very close to being closed. Yard at Public Works has been paved. New school opened (Sept. 6th)

COUNCILMEMBERS:

Clayton: Beverly Calendar approved and contract awarded to Uner Barry.
Blood Drive November 03 2:00 – 7:00 – Community Center
Banner Drive - “Salute to America” Flags along Route 166 \$100
Geese Chasers will end and the end of September.
Harvest Bonfire Oct. 15

Feeney: Gregory Public Works addressing Storm Drain cleanouts. Community Service Workers have been used three times. Borough is in process of capping landfill via the County. DPW Yard upgrades complete. Soliciting RFP’s for Health Benefits. Will be meeting with Berkeley Township for Interlocal agreement re: Fuel. Addressed Borough tipping fees – Hazardous Waste Recovery Program – County Recycling Grant and MEL Training Session scheduled for Community Center November 30. Noted that Street Devils had a sign up recently.

LaCrosse; Gerald New School is a beautiful facility. First Aid conducting fund drive to assist with building. Water interconnection has not been established yet, but will be in place shortly. Well #7 in and ready to go. Awaiting Trenton o.k. to use. Flushing Hydrants. Because the summer was so dry, and we had problem with lime feed injection system, we are holding off for a few weeks.

Miserendino; Thomas First Aid Building status report. Fire Company is in line for FEMA grant. Received for “Brush Truck” \$180,000. Offered comments on the new Intermediate School.

Moran: Patricia Over the summer, the Borough lost a lot of trees and shrubs. Eagle Scout project to do Parking Bumpers @ Mayo Park. Playground Equipment at Mayo Park to be installed along with Benches. Marking Path from Beach through to Mayo Park (Senior Citizen Program) And will be planting at Recycling Center.

Roma: Ronald First dance of new season held recently was the biggest yet. Commented on Holiday Events and Breakfast are scheduled. Increased Schedule “C” agreement by \$174,000.00, will address approximately 2 miles of Roads to be paved this year.

Administrator Lacey Several projects ongoing. Commented on “Cell Towers”.

Attorney Reported on Cell Tower project.

Mrs. Clayton: Discussed “Marine Time Line”

PUBLIC DISCUSSION: TO OPEN

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

Novaky
Maple St. Re: Fuel Costs

Mr. Feeney: Noted that Interlocal Agreement or possible Co-operative Purchasing will help to save money.

Re: Litigation

Mr. LaCrosse Currently in litigation cannot discuss.

Calagrin
Cable Ave

In May expressed her dis-satisfaction with water. Was never given copy of report on samples taken.

Verga
Elm St.

Thanked Police for action taken on kids on Motor Cycles.

To Mr. Roma – Regarding paving of Elm to Berkeley, why were lines drawn (for school) if being paved.

Mrs. Moran - noted that the school did the painting.

Chestnut and Neptune have pieces of road coming up.

Novaky
Maple St.

With Interconnect with United Water – will we see an upgrade in our water when we connect?

Capt. Cairns

Volley Ball program very rewarding to see the amount of children participating.

PUBLIC DISCUSSION: TO CLOSE

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

Litigation - Lipton (COAH Ordinance)
Terms & Condition – Police – Public Works
Contractual – Engineer

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

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

RE -OPEN

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

ACTION TAKEN AS A RESULT OF EXECUTIVE SESSION THIS DATE

#2005-298B RESOLVED by Mayor and Council to approve the agreement between the Borough of Beachwood and Schoor DePalma Inc. for Description for Lease Area (Keenan) in connection with Riverfront Encroachment, not to exceed \$750.00

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

ADJOURNMENT

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

Prepared by: E.A. Mastropasqua

Harold R. Morris
Mayor

Attested to by: _____
Elizabeth A. Mastropasqua RMC/CMC
Municipal CLerk