

September 28, 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
Gregory Feeney
Gerald LaCrosse Ronald Roma

Absent: Thomas Miserendino - Patricia Moran

RESOLUTION: RESOLVED by Mayor and Council to authorize the sale at public auction of the items listed below. Date of Sale will be Friday October 14, 2005 (10:00 a.m.)
#2005- 300

TAG #	YEAR	MAKE	MODEL	COLOR	VIN #	MILEAGE	BLUE BOOK	MIN. BID
03-097	1990	Toyota	2 Dr. Celica GT	Gray	JT2ST873L0000287	187,115	\$ 2,965.00	\$ 275.00
04-075	1992	Plymouth (Van)	Voyager SE	Green	1PAGH44R1NX311521	126,146	\$ 1,985.00	\$ 175.00
05-005		Honda	Dirt Bike	Red	JH2N30104EM102611A			\$ 100.00
05-007	1998	Ford	2 Dr. Escort ZX2	Red	3FALP1132WR113146	129,297	\$ 4,600.00	\$ 600.00
05-008	1987	GMC (VAN)	Vandura 2500	White/Grey	1GDEG25H8H7517184	169,765	\$ 1,845.00	\$ 175.00
05-014	1988	Mercury	2 Dr. Cougar	Gray	1MEBM60F9JH715400	84,653	\$ 1,030.00	\$ 100.00
05-021	1988	Mazda	Pick Up B2200 SE	Blue	JM2UF1130J0381215	131,429	\$ 655.00	\$ 100.00
05-022	1991	Dodge	2 Dr. Shadow	Maroon	3B3XP45K8MT611786	160,834	\$ 375.00	\$ 75.00
05-026	1989	Dodge	4 Dr. Spirit	Blue	1B3BA46K2KF509806	151,979	\$ 375.00	\$ 75.00
05-041	1993	Ford	4 Dr. Tempo GL	Green	1FAPP36X2PK213147	128,208	\$ 730.00	\$ 125.00
05-044	1993	Ford	4 Dr. Tempo GL	Silver	2FAPP36XSPB174001	97,521	\$ 855.00	\$ 150.00
05-050		Trailer	Taylor					\$ 75.00
05-054	1993	Honda	4 Dr. Civic Del Sol	Black	JHMEG1247PS005586	52,056	\$ 2,675.00	\$ 250.00
05-056		Yamaha	Motorcycle/Dirt Bike	Black	4V3004276			\$ 100.00
05-081	1990	Ford	2 Dr. Escort LX	Red	1FAPP595LW168892	38,184	\$ 725.00	\$ 125.00

Motion: Feeney Second: LaCrosse

Approved: Clayton – Feeney – LaCrosse - Roma

Abstain: Absent: Miserendino - Moran

THE FOLLOWING RESULTS FROM EXECUTIVE SESSION DISCUSSION September 21, 2005
RESOLUTION

#2005-301 RESOLVED by Mayor and Council approve the agreement between Schoor DePalma Inc. and the Borough of Beachwood for review of the proposed equipment location on Water Tower and the Lease by Omnipoint Communications (T-Mobile)

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

#2005-302 **RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AWARDING A CONTRACT TO EARLE ASPHALT COMPANY WITH ALTERNATES NO. 1 AND NO. 2 TOTALING \$184,631.63 FOR IMPROVEMENTS TO BEACH AVENUE, TILLER AVENUE AND CHESTNUT STREET IN ACCORDANCE WITH THE BOROUGH'S BID SPECIFICATIONS**

WHEREAS, the Borough of Beachwood previously advertised for the receipt of bids on September 26, 2005 for improvements to Beach Avenue, Tiller Avenue and Chestnut Street; and

WHEREAS, at the time and place for the receipt of bids, three bids were submitted with the lowest being submitted by Earle Asphalt Company for the base bid plus Alternate Bid No. 1 and Alternate Bid No. 2 for a total contract price of \$184,631.63; and

WHEREAS, the Borough Engineer has reviewed said bid submission and has recommended the award to the low bidder for the base bid plus Alternates No. 1 and No. 2; and

WHEREAS, the Borough Attorney has reviewed the bid submissions and found the same to be in proper form and order; and

WHEREAS, the Borough Treasurer has certified that funds are available for said project in an amount sufficient to cover the within contract and alternates; and

WHEREAS, it is now the desire of this governing body to award a contract to the low bidder, Earle Asphalt Company.

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 Earle Asphalt Company for Improvements to Beach Avenue, Tiller Avenue and Chestnut Street in accordance with the Borough's bid specifications for the base bid amount of \$178,213.13 as well as Alternate No. 1 bid amount of \$2,377.50 and Alternate No. 2 bid amount of \$4,041.00 for a total bid submission of \$184,631.63.

2. That this award of contract is subject to prior approval of the New Jersey Department of Transportation.

3. That upon the adoption of the within resolution, the Clerk is authorized and directed to forward a certified copy of it to Earle Asphalt Company, Schoor DePalma Engineers and Consultants and the Borough Treasurer.

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

#2005-303 RESOLVED by Mayor and Council to authorize Notice to Bidders for the 2005 DOT Road Project “ Halliard Ave. – Windward Ave and Elm Street .

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

#2005-304 RESOLVED by Mayor and Council to authorize payment to the Ocean County Soil Conservation District for Soil Erosion and Sediment Control Plan Certification in the amount of \$1,800.00 (for DOT Halliard, Windward and Elm project.

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

#2005-305 RESOLVED by Mayor and Council to authorize payment to the Treasurer – State of New Jersey Request for Authorization in the amount of \$300.00 (for DOT Halliard, Windward and Elm project.

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

- Approved for Correction October 5, 2005 award is to Schoor DePalma not Ocean County Schedule “C”.

#2005-306 RESOLVED by Mayor and Council to authorize a Schedule “C” agreement with the County of Ocean for Resetting of Existing Castings (raising manhole castings – water valves and replacement of existing inlets) not to exceed \$3,500.00

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

#2005-307 WHEREAS, Block 4.23 Lot 12 owned by James and Jane Smith had requested a water turn off in September 2005 which was done by the Public Works; and

WHEREAS, the Billing Dept was not notified of said turn off and the 4th quarter billing was processed.

NOW, THEREFORE, BE IT RESOLVED by Mayor and Council to credit the account noted for the minimum bill in the amount of \$31.20 for the 4th quarter 2005.

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

#2005-308

WHEREAS, Block 2.14 Lot 1 owned by Jennie Canale was visually read incorrectly for the 4th quarter 2005; and

WHEREAS, it was read and posted as 2982 and should have been 298.

NOW, THEREFORE, BE IT RESOLVED by Mayor and Council to credit the account in the amount of \$11,680.44.

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

#2005-309

WHEREAS, Block 4.41 Lot 4.01 owned by Roland and Joan Santomena was visually read incorrectly for the 4th quarter 2005; and

WHEREAS, it was read and posted as 1090 and should have been 525..

NOW, THEREFORE, BE IT RESOLVED by Mayor and Council to credit the account in the amount of \$2,463.40.

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

PUBLIC DISCUSSION

To Open

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

Lipton
Pennant Ave

Comments regarding “Cherry Street” foliage removed during school construction and need to have it replaced. Additionally same comment regarding the “basketball court”.

Novaky
Maple St.

Recent incidents involving vandalism spree.

To Close

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

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 - Belkowski - Zuromski
 Terms & Condition – Public Works

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

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

RE-OPEN

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

NO ACTION TAKEN

ADJOURNMENT

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

Submitted by: E.A. Mastropasqua

 Harold R. Morris
 Mayor

Attested to by: _____
 Elizabeth A. Mastropasqua
 Municipal Clerk