

**October 6, 2010**  
1600 Pinewald Rd

**7:00 PM**

Call to Order

Flag Salute

While we pray for the safe return of our serving men and women, we must remember that 123 (NJ COM revised number) servicemen and women from New Jersey have been killed in Iraq and Afghanistan, most recently



Petty Officer 3rd Class Denis C. Miranda, 24 of **Toms River, N.J.**, died **September 22**, among the nine U.S. troops killed in a helicopter crash in Zabol , **Afghanistan**. **He was** based with the 101st Combat Aviation Brigade Fort Campbell, Ky

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 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 notice of meetings posted on the Bulletin Board, located in the Municipal Complex and delivered to the Asbury Park Press on January 7, 2010.

**ROLL CALL MEMBERS PRESENT: Mayor Ronald W. Jones, Jr**

<b>COUNCILMEMBERS:</b>	<b>Katina L. Clark</b>	<b>Steven Komsa</b>
	<b>Beverly Clayton</b>	<b>Ronald Roma</b>
	<b>Gregory Feeney</b>	<b>Bonnie Verga</b>

**ABSENT: -**

A total of 10 minutes has been allocated under Borough Code 2-6.9 for the public discussion by individuals. Citizens are welcome to address the Mayor and Council on any governmental item of concern to them, whether or not it is scheduled on the agenda. Citizens must give their name and address when recognized to speak. The public is advised that these meetings are recorded and subject to the Open Public Records Act.

**SPECIAL PRESENTATIONS - Police Chief Cairns**

**Naming Citizen of the Year**

**RECESS – 10 Minutes**

Motion: Second:  
Approved:

Re-Open Motion: Second:  
Approved:

**Mayor's Appointment - Land Use Board**

Patricia Barndt – to fill vacancy created by resignation of Robert Clark. (Sept. 13, 2010)  
Term ending 12/31/13

**#2010-290** RESOLVED by Council to approve the 2010 Certified Bills List in the amount of \$ \_\_\_\_\_

**Motion:** **Second:**  
**Approved:**  
**Abstain:** **Absent:**

**#2010-291** RESOLVED by Council to approve the minutes of the September 15, 2010 meeting of Mayor and Council.

**Motion:** **Second:**  
**Approved:**  
**Abstain:** **Absent:**

**#2010-292** RESOLVED by Council to approve the Community Center Rentals as follows:

<b><u>COMMUNITY CENTER 2010</u></b>			
November 06	Fisher		Rental: \$350
	944 Beachwood Blvd, Beachwood		Deposit: \$500
<b><u>COMMUNITY CENTER 2011</u></b>			
June 26	Perez		Rental: \$350
	800 Pacific Ave., Beachwood		Deposit: \$500

**Motion:** **Second:**  
**Approved:**  
**Abstain:** **Absent:**

**#2010- 293** **WHEREAS**, on June 2, 2010, under Resolution #2010-193, approval of rental of the Community Center by Donna LeMore, 644 Neptune Ave., Beachwood, was given noting all resident fees were posted (\$850); and

**WHEREAS**, on September 27, 2010, written notice of cancellation was received subjecting the applicant to a \$100 cancellation fee.

**NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Beachwood**, to authorize a refund in the amount of \$750 to Donna LeMore, 644 Neptune Ave., Beachwood said refund reflecting a \$100 cancellation fee.

**Motion:** **Second:**  
**Approved:**  
**Abstain:** **Absent:**

**RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AWARDING A CONTRACT TO CELLCO PARTNERSHIP, DOING BUSINESS AS VERIZON WIRELESS, FOR A LEASE OF CELLULAR ANTENNA SPACE AND FACILITIES TO BE LOCATED ON THE BOROUGH'S WATER TANK LOCATED AT THE MUNICIPAL COMPLEX, 1600 PINEWALD ROAD, BEACHWOOD, NEW JERSEY FOR AN INITIAL TERM OF FIVE (5) YEARS WITH FOUR (4) OPTIONS TO RENEW FOR FIVE (5) YEAR PERIOD EACH WITH AN INITIAL LEASE PRICE OF \$30,000.00 ADJUSTED ON A YEARLY BASIS**

WHEREAS, the Borough of Beachwood previously advertised for the receipt of bids for the leasing of cellular antenna space on the Borough's new water tank located at 1600 Pinewald Road, Beachwood, New Jersey for an initial term of five (5) years with four (4) five (5) year options for renewal with annual adjustments of the lease amount; and

WHEREAS, at the time of place for the receipt of bids the Borough received one (1) bid from Cellco Partnership, doing business as Verizon Wireless in the initial amount of \$30,000.00 per year for the five (5) year term with annual adjustments to the lease amount in accordance with the bid documents; and

WHEREAS, the Borough Attorney and Borough Engineer have reviewed the proposal submitted, along with all accompanying documents and have found the same to be in acceptable form and order; and

WHEREAS, it is the desire of this Governing Body to award a lease of cellular antenna facilities and ground space in accordance with the Borough's specifications.

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 hereby award a lease agreement to Cellco Partnership, doing business as Verizon Wireless, for an initial term of five (5) years for \$30,000.00 per year to be adjusted annually with a right to renew for up to four (4) additional five (5) year terms in accordance with the Borough's lease specifications.
2. That upon adoption of the within resolution, the Mayor and Clerk are authorized to sign any and all lease documents in accordance with the Borough's bid specifications.
3. That upon the adoption of the within resolution, the Borough Clerk is authorized to forward a certified copy of it to the Borough Engineer, the Borough CFO, .Cellco Partnership, d/b/a Verizon Wireless, and the Borough Treasurer.

**Motion:**  
**Approved:**  
**Abstain:**

**Second:**  
**Absent:**

**CORRESPONDENCE**

**a) Jean Herbert Rea - Letter of Resignation - Recreation Commission**

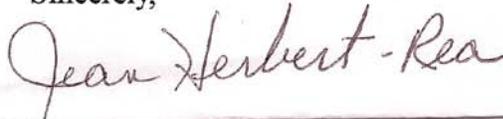
September 16, 2010

Mayor Ronald Jones  
Beachwood Municipal Bldg  
Pinewald Rd.  
Beachwood, NJ 08722

Dear Mayor Jones,

I regretfully resign my position with the Beachwood Recreation Commission, due to a recent change in my work schedule, and health Issues. Please let me know if there is anything I can do as a volunteer To help the commission with the job they do. Thank you.

Sincerely,



- b. I am anticipating a letter (corrected dates) from Troop 70 requesting use of Beach for family picnic. Date - should be October 13th. Approval should be upon proper permit secured from Fire Prevention and with clean up required.
- c. Mrs. Wendy C. Moger-Venezio Re: Her rental of August 28th and seeking relief because of mal functioning ice machine. ( Council had copies of earlier correspondence for discussion on September 15, 2010.

She asked to be placed on this agenda. I believe she will be in attendance.

**REPORTS**

**Mayor Jones**

**Councilmembers:**

**Katina Clark**

**Beverly Clayton**

**Gregory Feeney**

**Steven Komsa**

**Ronald Roma**

**Bonnie Verga**

**William T. Hiering**

**James Oris:  
Resolution  
#2010-295**

**RESOLVED to approve the award for Asphalt Coring as required by NJDOT for Roadway Improvements to Maple St. & Windward Ave, to Craig Testing Laboratories (Mays Landing) in the amount of \$1,050.00. The award is based upon proposals solicited by our Municipal Engineer.**

**Motion:**

**Second:**

**Approved:**

**Absent:**

**Abstain:**

**Municipal Clerk**

**Reminder – Flu Clinic Nov. 1, 2010 11:30 (Community Center)**

**PUBLIC DISCUSSION**

**To Open**

**Motion:**

**Second:**

**Approved:**

**Absent:**

**To Close**

**Motion:**

**Second:**

**Approved:**

**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 –  
Potential Litigation  
Contractual -

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

**Motion:**  
**Approved:**

**Second:**  
**Absent:**

RE-OPEN

**Motion:**  
**Approved:**

**Second:**  
**Absent:**

**ACTION TAKEN FROM EXECUTIVE SESSION:**  
**RESOLUTION**  
**#2010-**

**Motion:**  
**Approved:**

**Second:**  
**Absent:**

ADJOURN

**Motion:**  
**Approved:**

**Second:**  
**Absent:**

**TENTATIVE SCHEDULE FOR EXECUTIVE SESSION:**

- 1. Engineer - Tax Maps**
- 2. Henninger Water Bill - I did not get sufficient response from Council (only 3) allowing me to offer a payment schedule. This needs to be resolved.**
- 3. Shade Tree By-Laws (Proposed) and Legal response from Mr. Hiering**
- 4. Joel Wolf - Looking to purchase 2.17 Lot 8**