

**Minutes
October 17, 2013
Beachwood Municipal Complex
1600 Pinewald Rd.
7:00 PM**

Call to Order and Flag Salute were led by Mayor Roma.

Mayor and Council Roll Call	Present	Absent	Excused Tardy
Mayor Ronald Roma, Jr.	X		
Council President Edward Zakar	X		
Councilwoman Beverly Clayton	X		
Councilman Gregory Feeney	X		
Councilman Steven Komsa	X		
Councilman Gerald LaCrosse	X		
Councilman Thomas Miserendino		X	

Also present were William Hierung, Esq. of Hierung, Gannon and McKenna; and James Oris, PE, PP, CME of T&M Associates.

Opening statement and Remembrance Prayer read by Clerk Sue Minock.

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 special meeting of Mayor and Council of the Borough of Beachwood is posted on the Bulletin Board, located in the Municipal Complex and emailed to the Asbury Park Press on January 4, 2013. The agenda is also posted on the Borough website.

REMEMBRANCE PRAYER

While we pray for the safe return of our serving men and women, we must remember that 151 servicemen and women from New Jersey have been killed in service to our country in Iraq and Afghanistan and around the world. 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, we ask for a moment of silence and prayer for all our disabled veterans, those missing in action and a call for the swift return of all our serving men and women.

AWARD PRESENTATION

Chief Robert Tapp thanked the Mayor and Council for allowing the presentation of the awards this evening. Close to the 1 year anniversary of Hurricane Sandy, Chief Tapp recognized Retired Chief Bill Cairns, the Police and office staff in regards to their selfless dedication and hard work responding to emergencies during and after this hurricane. Chief read a summary of the events and the working together in the community. He thanked all volunteers, Fire and EMS in addition to the Police. Called up to receive Citation Bars were Sgt. DeMarco, Sgt. Harris, Sgt. Melillo, Ptl. Griesemer, Det. Langen, Plt. Dan Altman, Ptl. Schena, Ptl. Magory, Ptl. Bowden, Ptl. Dennis Allen, Off. Tom Prince, and Off. Chad Anthony, Retired Chief Cairns, Laurie Wainwright and Diane Turner. Applause. Chief commended all. Chief mentioned that a few officers were on vacation and couldn't be here tonight.



Mayor Roma commended the award recipients and he thanked Police, 1st Aid, Fire for all they do always.

BILLS & CLAIMS LIST

#2013-378 Certified Bills List **\$2,037,110.73**

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Clayton</i>			X			
<i>Councilman Feeney</i>			X			
<i>Councilman Komsa</i>		X	X			
<i>Councilman LaCrosse</i>			X			
<i>Councilman Miserendino</i>						X
<i>Councilman Zakar</i>	X		X			

MINUTES

#2013-379 Regular Meeting Minutes of October 2, 2013
Executive Meeting Minutes October 2, 2013

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Clayton</i>					X	
<i>Councilman Feeney</i>			X			
<i>Councilman Komsa</i>	X		X			
<i>Councilman LaCrosse</i>		X	X			
<i>Councilman Miserendino</i>						X
<i>Councilman Zakar</i>			X			

INTRODUCTION OF ORDINANCE 2013-10 READ BY TITLE ONLY by Clerk Sue Minock

ORDINANCE #2013-10

AN ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AMENDING CHAPTER XIV ENTITLED "STREETS AND SANITATION" AS IT APPLIES TO STREET EXCAVATIONS TO ESTABLISH RULES AND REGULATIONS FOR REPAVING OF STREETS PAVED WITHIN THREE (3) YEARS OF AN EXCAVATION REQUEST

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Clayton</i>			X			
<i>Councilman Feeney</i>			X			
<i>Councilman Komsa</i>			X			
<i>Councilman LaCrosse</i>		X	X			
<i>Councilman Miserendino</i>						X
<i>Councilman Zakar</i>	X		X			

Public Hearing will be held on NOVEMBER 6, 2013 at 7pm in Borough Hall

CONSENT AGENDA RESOLUTIONS

RESOLUTION #2013-380

RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #13-00101 TO LIEN HOLDER, K.C.C. PROMISED LANDS LLC IN THE AMOUNT OF \$5,026.25 WITH A PREMIUM OF \$6,500.00.

WHEREAS, at the Municipal Tax Sale held on May 17, 2013, a lien was sold on Block 9.41 Lot 12 also known as 1120 Berkeley Ave. for 2012 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #13-00101 as sold to K.C.C. Promised Lands LLC with a 0% interest rate; and a premium of \$6,500.00;

WHEREAS, Dominick & Beverly Ceccarelli; owners, effected redemption, for certificate #13-00101 in the amount of \$5,026.25.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, K.C.C. Promised Lands LLC for the redemption of certificate #13-00101 in the amount of \$11,526.25.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Clayton</i>			X			
<i>Councilman Feeney</i>	X		X			
<i>Councilman Komsa</i>			X			
<i>Councilman LaCrosse</i>		X	X			
<i>Councilman Miserendino</i>						X
<i>Councilman Zakar</i>			X			

RESOLUTION #2013-381

RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #13-00061 TO LIEN HOLDER, US BANK CUST FOR BV001 LLC IN THE AMOUNT OF \$909.81 WITH A PREMIUM OF \$200.00.

WHEREAS, at the Municipal Tax Sale held on May 17, 2013, a lien was sold on Block 4.10 Lot 6 also known as 10 Harpoon St. for 2012 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #13-00061 as sold to US Bank Cust for BV001 LLC with a 0% interest rate; and a premium of \$200.00;

WHEREAS, Sheldon Marles and D. Harnage; owners, effected redemption, for certificate #13-00061 in the amount of \$909.81.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, US Bank Cust for BV001 LLC for the redemption of certificate #13-00061 in the amount of \$1,109.81.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Clayton</i>			X			
<i>Councilman Feeney</i>	X		X			
<i>Councilman Komsa</i>			X			
<i>Councilman LaCrosse</i>		X	X			
<i>Councilman Miserendino</i>						X
<i>Councilman Zakar</i>			X			

**RESOLUTION #2013-382
RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AUTHORIZING
RENTALS AT THE BEACHWOOD MAYO PARK**

RESOLVED by Mayor and Council to approve the following requests for Mayo Park Rental(s):

<u>Date</u> 10/12/13	<u>Name/Event</u> C. Korkin/Birthday Party	<u>Rental:</u> \$75.00	<u>Deposit:</u> \$75.00
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COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Clayton</i>			X			
<i>Councilman Feeney</i>	X		X			
<i>Councilman Komsa</i>			X			
<i>Councilman LaCrosse</i>		X	X			
<i>Councilman Miserendino</i>						X
<i>Councilman Zakar</i>			X			

**RESOLUTION #2013-383
RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AUTHORIZING
RENTALS AT THE BEACHWOOD COMMUNITY CENTER**

RESOLVED by Mayor and Council to approve the following requests for Community Center Rentals:

<u>Date</u> 6/28/14	<u>Name/Event</u> J. Jonin	<u>Rental:</u> \$400.00	<u>Deposit:</u> \$600.00
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COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Clayton</i>			X			
<i>Councilman Feeney</i>	X		X			
<i>Councilman Komsa</i>			X			
<i>Councilman LaCrosse</i>		X	X			
<i>Councilman Miserendino</i>						X
<i>Councilman Zakar</i>			X			

RESOLUTION #2013-384

RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AUTHORIZING TRAINING-SEMINAR-CONFERENCE ATTENDANCE

RESOLVED by Mayor and Council to approve the following requests for “Conference – Training – Seminar”

Date: October 30, 2013

Dept: Clean Communities/DPW 2 Employees: Clayton & Silva

Conference: Slam Dunk Regional Workshop

Location: Six Flags Great Adventure

Cost: \$0.00

No Vehicle

Date: October 19, & 22, 2013; November 1, 12-14, 2013; December 2, 2013

Dept: Fire Department: Dennis Allen

Training/Location: Drill Ground Instructors/Middlesex Co. Fire Acad.; Presentation Skills for the Fire Svcs/Ocean Co. Fire Acad.; Drill Development/O.C. Fire Acad.; Strike Team Leader/O.C. Fire Acad.; Fire Investigation/O.C. Fire Acad.

Cost: \$0.00

Vehicle only provided for 10/19/2013 class

BE IT FURTHER RESOLVED that a copy of this approval be forwarded to the following:

1. Municipal Clerk
2. John Mauder, Chief Financial Officer
3. Elizabeth Sarantinoudis, Treasurer

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Clayton</i>			X			
<i>Councilman Feeney</i>	X		X			
<i>Councilman Komsa</i>			X			
<i>Councilman LaCrosse</i>		X	X			
<i>Councilman Miserendino</i>						X
<i>Councilman Zakar</i>			X			

REGULAR RESOLUTION(S)

**RESOLUTION 2013 – 385
BOROUGH OF BEACHWOOD
OCEAN COUNTY**

A RESOLUTION AUTHORIZING PERMANENT EMPLOYMENT OF TWO DPW LABORERS OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY

WHEREAS, Provisional Laborers, Brad Chadwick and Joseph Hummel have completed their six month probation period and have obtained the required Commercial Drivers Licenses; and

WHEREAS, permanent Laborer positions have been offered to Mr. Chadwick and Mr. Hummel; and

NOW, THEREFORE, BE IT RESOLVED the Borough Council of the Borough of Beachwood, County of Ocean and State of New Jersey to authorize permanent employment as DPW Laborers to Brad Chadwick and Joseph Hummel at the annual pay rate of \$30,340.00 each; and

BE IT FURTHER RESOLVED that the above listed salary shall be effective as of October 18, 2013 for said employees.

BE IT FURTHER RESOLVED that a copy of this approval be forwarded to the following:

4. Municipal Clerk
5. John Mauder, Chief Financial Officer
6. Elizabeth Sarantinoudis, Treasurer
7. John Behrens, DPW Supervisor

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Clayton</i>	X		X			
<i>Councilman Feeney</i>		X	X			
<i>Councilman Komsa</i>			X			
<i>Councilman LaCrosse</i>			X			
<i>Councilman Miserendino</i>						X
<i>Councilman Zakar</i>			X			

**RESOLUTION 2013-386
BOARD OF EDUCATION OF THE TOMS RIVER SCHOOLS AMENDED TAX PAYMENT SCHEDULE
PREVIOUSLY APPROVED BY THE BOROUGH**

WHEREAS, the amended amount of district taxes for the School Year 2013-2014 payable by the BOROUGH OF BEACHWOOD per Resolution 2013-362, amounts to the sum of \$7,221,768.00;
and

WHEREAS, the Toms River Board of Education notified the Borough of Beachwood Finance Department that said payment per Resolution 2013-362, amounts to the sum of \$7,221,768.00 requires a second amendment;
and

WHEREAS, the amended amount of \$7,485,648.00 has been provided to the Borough of Beachwood Finance Department by the Toms River Board of Education;

and

WHEREAS, the amount requested in the schedule which follows does not exceed the district tax needed to meet the obligations of the Board of Education for any of the succeeding eight week periods,

NOW, THEREFORE, BE IT RESOLVED, that the official request for the district taxes to be paid for the School Year 2013-2014 shall be paid in accordance with the amended schedule as set forth below:

Payable on or before	<u>General Fund Amount Due</u>	<u>Debt Service Amount Due</u>	<u>Total Due</u>
July 5, 2013	\$715,681.80	202,197.54	\$917,879.34
August 2, 2013	\$715,681.80		\$715,681.80
September 6, 2013	\$715,681.80		\$715,681.80
October 4, 2013	\$715,681.80		\$715,681.80
November 1, 2013	\$715,681.80	9,503.19	\$725,184.99
January 3, 2014	\$715,681.80	\$116,668.87	\$832,350.67
February 7, 2014	\$715,681.80		\$715,681.80
March 7, 2014	\$715,681.80		\$715,681.80
April 4, 2013	\$715,681.80		\$715,681.80
May 2, 2013	<u>\$715,681.80</u>	<u>460.40</u>	<u>\$716,142.20</u>
	<u>\$7,156,818.00</u>	<u>\$328,830.00</u>	<u>\$7,485,648.00</u>

And be further

RESOLVED, that this amended Resolution shall constitute the request for district taxes for the School Year 2013-2014

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Clayton</i>	X		X			
<i>Councilman Feeney</i>			X			
<i>Councilman Komsa</i>			X			
<i>Councilman LaCrosse</i>		X	X			
<i>Councilman Miserendino</i>						X
<i>Councilman Zakar</i>			X			

CORRESPONDENCE None

MAYOR & COUNCIL REPORTS

Mayor Roma

- Thanked everyone for coming to the meeting. Mayor also mentioned the 1 year anniversary of Super Storm Sandy coming up. Remember all your neighbors and everyone who helped each other.
- Mayor thanked Chief Tapp and Will from Sawyer's Liquor Store for the 2nd round of the Sticker Shock Campaign. The Sticker Shock Campaign is a partnership between the Governing Body, the Police, the Municipal Alliance and the local kids. The kids place stickers on the multi packs of beer and wine which is a reminder to not sell alcoholic beverages to minors.
- Halloween is coming up. Trick or Treating will be on Halloween day and Mayor wants all to be safe.
- The Halloween dance was great...great turnout.
- County Park Jake's Branch is having a wine tasting festival Saturday and Sunday. Cards will be out at the Borough's front desk window.
- This is the last meeting before the General Election in November. He hopes all will keep their campaigns clean.

Councilman Zakar

- Thanked Retired Chief Cairns, Police and volunteers for the Sandy help.
- Halloween is coming and it's getting darker earlier...be alert for people and kids on the streets.
- Happy Halloween.

Councilman Feeney

- No report.

Councilman Komsa

- Thanked Recreation, Police, Fire and EMS for all the Sandy help and he hopes it doesn't happen again.
- The 5K was a success last weekend. Councilman thanked Recreation, the Police, fire and 1st Aid for all their hard work. It was a huge success.
- November 2nd is the Harvest Bonfire at the beach from 6pm to 9pm.
- Christmas Tree lighting is December 1st.
- Welcome to Retired Chief Cairns.

Councilwoman Clayton

- The Engineer has been working with the contractor on the beach and marina punch list.
- After last week's mild nor'easter, the beach had quite a bit of erosion.
- Tying up things at the Community Center. Jim Oris is working patiently with the contractor. The Community Center is open to the organizations. It will re-open to paying patrons as of January 1st.
- The 1 year anniversary of Super Storm Sandy is coming up and Councilwoman thanked everyone for their hard work. Chief Tapp is still working with FEMA. This is a wonderful town, great people and good leaders. Happy Halloween.

Councilman LaCrosse

- Received an email from Sherri Shifren of Marine Water Monitoring in regards to the cleanup. They are moving forward with dye testing; Ocean County is cleaning the storm sewers; Ocean County Health Department is sampling water. The deadline is set for March. Councilman indicated that the process is starting in Jackson and working their way down to this point. It's not just a Beachwood problem, it's a river problem as indicated all along.
- Halloween is 10/31 and the parade is another day. Councilman is concerned that people will be used to the old tradition of Trick or Treating the day after the parade instead of the actual day of Halloween. He asked the Chief if the large illuminated sign can be set up for the public. Chief responded when it's back from repairs. The date of Trick or Treating is already posted on the website and residents can be emailed of the Trick or Treat date.

Dennis Allen, Sr. – Fire Department

- OEM is ready to go! Their drill was postponed.

Chief Tapp

- Nothing additional to report.

CFO John Mauder

- No report.

Attorney Bill Hiering

- No report.

Engineer Jim Oris

-Ocean County is having a preconstruction meeting for a few miscellaneous construction projects within the Borough of Beachwood. He will be attending on 10/22/13. One of the areas is Pinewald, Cable, and Poplar where drainage improvements will occur in that area.

- Also many have noticed Ocean County was in town doing the Schedule C paving work which is a great savings to the Borough.

- The NJ Gas company is doing many road openings upgrading the mains and service lines which is an on-going project.

- FEMA Closeout is still in progress and hopefully resolution will come within the next 14 to 28 days.

- A few items for Executive Session

Clerk Sue Minock

-No report.

PUBLIC DISCUSSION- TO OPEN

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Clayton</i>			X			
<i>Councilman Feeney</i>			X			
<i>Councilman Komsa</i>	X		X			
<i>Councilman LaCrosse</i>		X	X			
<i>Councilman Miserendino</i>						X
<i>Councilman Zakar</i>			X			

Mr. David Lipton of 118 Anchor Avenue commented on the agenda Executive Session portion. He further indicated that the awards were great and he needs to mention the telephone listing importance. During Sandy, people were able to communicate via cell phones and the residents were called with updates due to the telephone listing. It was helpful to have the cell phone chargers for everyone to use. Mr. Lipton recommends for everyone to get out to register their cell phones for future notifications.

Mayor is happy Mr. Lipton brought up the cell phone registration. It is very important.

PUBLIC DISCUSSION- TO CLOSE

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Clayton</i>			X			
<i>Councilman Feeney</i>	X		X			
<i>Councilman Komsa</i>		X	X			
<i>Councilman LaCrosse</i>			X			
<i>Councilman Miserendino</i>						X
<i>Councilman Zakar</i>			X			

EXECUTIVE SESSION

#2013-387 Authorize the entering into Executive Session in accordance with the Open Public Meetings Act, P.L. 1975, Ch. 231 for the following item(s):

1. Litigation – Lexon Insurance; Pine Beach/Borough First Aid
2. Contractual – Shared Service for Registrar; Engineering
3. Terms and Conditions – Property sale discussions; Water bill inquiry

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Clayton</i>			X			
<i>Councilman Feeney</i>	X		X			
<i>Councilman Komsa</i>		X	X			
<i>Councilman LaCrosse</i>			X			
<i>Councilman Miserendino</i>						X
<i>Councilman Zakar</i>			X			

ADJOURN TO EXECUTIVE SESSION at 7:41pm

RE-OPEN TO PUBLIC MEETING at 8:48pm

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Clayton</i>		X	X			
<i>Councilman Feeney</i>			X			
<i>Councilman Komsa</i>			X			
<i>Councilman LaCrosse</i>	X		X			
<i>Councilman Miserendino</i>						X
<i>Councilman Zakar</i>			X			

NO ACTION TAKEN FROM EXECUTIVE SESSION

ADJOURNMENT at 8:48pm

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Clayton</i>	X		X			
<i>Councilman Feeney</i>			X			
<i>Councilman Komsa</i>			X			
<i>Councilman LaCrosse</i>		X	X			
<i>Councilman Miserendino</i>						X
<i>Councilman Zakar</i>			X			

Respectively submitted by,

Susan A. Minock, RMC
Municipal Clerk