

October 20, 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

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 honor to their memory, a moment of silence and a prayer for all our disabled vets, those missing in action as well as the hope for 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 -

COUNCILMEMBERS:

**Beverly Clayton
Gregory Feeney**

**Steven Komsa
Ronald Roma
Bonnie Verga**

ABSENT: Katina L. Clark

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.

#2010-296 RESOLVED by Council to approve the 2010 Certified Bills List in the amount of \$953,342.49

Motion: Clayton **Second:** Feeney
Approved: Clayton - Feeney - Komsa - Roma - Verga
Abstain: **Absent:** Clark

#2010-297 RESOLVED by Council to approve the minutes of the October 6, 2010 meeting of Mayor and Council.

Motion: Clayton **Second:** Verga
Approved: Clayton - Feeney- Roma - Verga
Abstain: Komsa **Absent:** Clark

#2010-301 AUTHORIZE REFUND OF REDEMPTION MONIES FROM LIEN #09-00002 TO LIEN US BANKCUST-PRO CAPITAL I, LLC IN THE AMOUNT OF \$ 615.04

WHEREAS, at the Municipal Tax Sale held on December 11, 2009, a lien was sold on Block 1.11 Lot 13, also known as 648 Leeward Avenue for 2008 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #09-00002, was sold to US BankCust-Pro Capital I, LLC with a 14% interest rate; and,

WHEREAS, Sun Trust Bank effected redemption on behalf of property owners, Thomas & Cynthia Teneyck for certificate # 09-00002 in the amount of \$615.04.

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 BankCust- Pro Capital I, LLC, for the redemption of certificate 09-00002 in the amount of \$615.04

Motion:	Clayton	Second:	Roma
Approved:	Clayton – Feeney – Komsa – Roma - Verga	Absent:	Clark
Abstain:			

#2010-302 AUTHORIZE REFUND OF REDEMPTION MONIES FROM LIEN #07-00001 TO LIEN MOORING SECURITIES LIQUIDTY FUND, LLC IN THE AMOUNT OF \$ 435.88

WHEREAS, at the Municipal Tax Sale held on October 3, 2008, a lien was sold on Block 1.11 Lot 13, also known as 648 Leeward Avenue for 2007 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #07-00001, was sold to Mooring Securities Liquidty Fund with a 0% interest rate; and,

WHEREAS, Sun Trust Bank effected redemption on behalf of property owners, Thomas & Cynthia Teneyck for certificate # 09-00002 in the amount of \$435.88.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, Mooring Securities Liquidty Fund , for the redemption of certificate 07-00001 in the amount of \$435.88

Motion:	Roma	Second:	Clayton
Approved:	Clayton – Feeney – Komsa – Roma - Verga	Absent:	Clark
Abstain:			

#2010-303 AUTHORIZE REFUND OF REDEMPTION MONIES FROM LIEN #10-00105 TO LIEN HOLDER, SOHEHA, IN THE AMOUNT OF \$ 146.29

WHEREAS, at the Municipal Tax Sale held on September 10, 2010, a lien was sold on Block Block 10.10 Lot 8 also known as 43 Birch Street for 2009 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #10-00105, was sold to Soheha with a 0% interest rate; and,

WHEREAS, Patricia Stewart, owner, effected redemption, for certificate # 10-00105 in the amount of \$146.29.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, Soheha, for the redemption of certificate 10-00105 in the amount of \$146.29

Motion: Feeney **Second:** Roma
Approved: Clayton – Feeney – Komsa – Roma - Verga
Abstain: **Absent:** Clark

#2010-304 AUTHORIZE REFUND OF REDEMPTION MONIES FROM LIEN #07-023 TO LIEN CCTS TAX LIENS I, LLC IN THE AMOUNT OF \$ 16,463.06

WHEREAS, at the Municipal Tax Sale held on December 14, 2007, a lien was sold on Block 4.12 Lot 12 also known as 616 Beacon Avenue for 2006 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #07-023, was sold to CCTS Tax Liens I, LLC with 16% interest rate; and,

WHEREAS Frank Clancy, owner, effected redemption for certificate # 07-023 in the amount of \$16,463.06.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, CCTS Tax Liens I, LLC, for the redemption of certificate 07-023 in the amount of \$16,463.06

Motion: Clayton **Second:** Roma
Approved: Clayton – Feeney – Komsa – Roma - Verga
Abstain: **Absent:** Clark

#2010-305 AUTHORIZE REFUND CAUSED BY SUBSEQUENT CHARGE OVER PAYMENT

WHEREAS, at the Municipal Tax Sale held on September 10, 2010, a lien was sold on Block 9.28 Lot 10.also known as 1200 Pacific Avenue for 2009 delinquent municipal charges; and,

WHEREAS, the purchase of this lien, known as Tax Sale Certificate #10-00091, sold to Vasyl Kacatsuik entitled him the right to pay any subsequent delinquent charges accrued to the said property; and,

WHEREAS, Mr. Kacatsuik, inadvertently paid the 4th quarter water charge of \$117.45 before it was delinquent: and,

WHEREAS, the property owner, Ann McVicar, subsequently paid the charge within her rights, therefore creating an overpayment..

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, Vasyl Kacatsuik for the overpayment of water charges in the amount of \$117.45 caused by the prepayment of subsequent charges to certificate 10-00001

Motion: Roma **Second:** Komsa
Approved: Clayton – Feeney – Komsa – Roma - Verga
Abstain: **Absent:** Clark

#2010-306 WHEREAS, a request was made and fees posted (\$150) for the performance of a marriage ceremony by Mayor Jones to be held by Frank P. Rondinone and Carolyn Baldi; and

WHEREAS, on October 14th, 2010, we received written notice of cancellation due to family matters and Mr. Rondinone has requested a refund of his money.

NOW, THEREFORE, BE IT RESOLVED to authorize the Treasurer to refund \$150 to Frank Paul Rondinone, 108 Portsmouth Drive, Toms River N.J.

Motion: Roma **Second:** Feeney
Approved: Clayton - Feeney - Komsa - Roma - Verga
Abstain: **Absent:** Clark

#2010-307 RESOLVED by the Governing Body of the Borough of Beachwood to authorize the receipt of bids for Locker Street Water Main Replacements.

Motion: Roma **Second:** Clayton
Approved: Clayton - Feeney - Komsa - Roma - Verga
Abstain: **Absent:** Clark

#2010-308 RESOLVED by the Governing Body of the Borough of Beachwood to approve the following requests for Conference - Training - Seminars

ADMIN: Oct. 25	Elizabeth Mastropasqua	Ocean Township - MCANJ Conf. Meeting
COST: \$0		
VEHICLE: No		

FIRE: Oct. 23	Megan Dougherty	O.C. Fire Academy - Rules of Air Management
COST: \$0		
VEHICLE: YES		

FIRE: Nov. 9-23	Hull; R - Allen; D - Harzer; W- Foley; G - Kopenhafer; H - Hopson; W- Risk; R - Roselli; Rosen; J	
LOCATION:	O.C. Fire Acedamy	Firefighter 2 Challenge Exam
COST: \$0		
VEHICLE: 0		

POLICE: Nov. 23	Sgt. DeMarco - Ptlmn. Langan	Fort Monmouth - Hidden Compartments -
COST: \$89.00 @		
VEHICLE: YES		

FIRE: NOV. 20	Megan Dougherty	O.C. Fire Academy - Positive Pressure Ventilation
COST: 0		
VEHICLE: YES		

Motion: Roma **Second:** Verga
Approved: Clayton - Feeney - Komsa - Roma - Verga
Abstain: **Absent:** Clark

	For approx \$2,000 Borough can go on reverse 911 for any emergencies. Would be able to notify residents immediately via telephone. Can be broken down by Zone. Hope that by next meeting we can have some hard numbers on this. Police Chief advises Class II has stepped aside and would like to research replacing with another Class II.
RESOLUTION #2010-310	RESOLVED to authorize the hiring of Class II SPecial Dennis M. Allen II - 80 Elm St. Beachwood
	Motion: Roma Second: Komsa
	Approved: Clayton - Feeney - Komsa - Roma - Verga Absent: Clark
Verga	Year to date on Construction \$45,370 - South Toms River \$ 9,959.00 Island Hts. \$5, 891.
Mayor	About calls from residents about "site triangles" issue involving the construction of fence on their property. Would like ordinance referred to planning board to address "problem".
	Mrs. Verga: Advises the resident has not obtained a permit.
	Mrs. Clayton Ordinance was originally written for safety aspect.
	Mayor: Maybe we could develop a "quick" application. Cost is high. Process should be faster.
Mayor	Water Main breaks - Spray & Windward area. Residents very upset. Wanted action done. Made call to DEP about residents concerns. Believes the reverse 911 is a good idea.
Mayor	Residents questioned wooden road signs.
Mr. Roma	Experienced similar complaints when first came on board. Instructed DPW that as signs get replaced they be done with the required reflective sign.
Mayor	Attended Governors Press Conference on the Tool Kit. Looking for a resolution to present to State Legislature to look hard at the Tool Kit and support Governors program. (Next meeting)
Engineer	Touch up painting on tank. Flow meter project complete. Will close out next meeting. Well #5 replacement plans and specs complete and moving forward. Working with O.C. on reimbursement for bike path recently done. Waiting on pre-app meeting on beach stabilization.
Mr. Hiering	No report

Municipal Clerk: Flu clinic Nov. 1, 2010 at Community Center.

RESOLUTION #2010-311

RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AWARDING A CONTRACT TO ENFORSYS POLICE SYSTEMS INC., FOR THE ANNUAL MAINTENANCE OF THE POLICE DEPARTMENT RECORDS MANAGEMENT AND MOBILE DATA TERMINALS IN THE AMOUNT OF \$3,860.00.

WHEREAS, the Borough of Beachwood previously awarded a contract to Enforsys Police Systems Inc. for the upgrade and maintenance of the Beachwood Police Departments ; and

WHEREAS, the Borough has a substantial investment in its Management Records System and Enforsys has specialized software and the use of service from Enforsys is proprietary and licensed to said firm.

NOW, THEREFORE, BE IT RESOLVED to award the annual maintenance agreement effective November 1, 2010 to and including October 31, 2011 to Enforsys Police Systems Inc. in the amount of \$3,860.00

Motion: Clayton **Second: Roma**
Approved: Clayton - Feeney - Komsa - Roma - Verga
Abstain: **Absent: Clark**

October 20, 2010

Mayor and Council

On October 15, 2010 we received quotes on the printing of our 2011 calendar. We sent out specifications to five vendors and received responses from three (see numbers below).

4,500 Copies

TREC Printing (Toms River)	\$5,060.00
Urner Barry (Toms River)	\$5,500.00
Cottrell Graphics (Toms River)	No proposal received
Presto Graphics (Toms River)	No proposal received
Ioprint Solutions (Bayville)	\$9,886.00

For our last calendar we asked for quotes on 4,500 and 5,000 copies. The Borough awarded to TREC for 5,000 copies at a cost of \$6,105.00.

Since the quotes came in much less than the 2010 calendar, I contacted TREC to see what the cost would be to print 500 additional copies to keep in line with the amount we ordered for 2010. The cost was \$435 dollars making the total for 5,000 copies of \$5,495.00 approximately \$610 less than 2010 calendar costs.

In speaking with Mrs. Clayton, we are recommending award to TREC for 5,000 copies at a cost of \$5,495.00.

Very truly yours,

Elizabeth A. Mastropasqua

RESOLUTION

#2010-312 RESOLVED by the Governing Body of the Borough of Beachwood to award to TREC Printing, Toms River for 5,000 copies of calendar 2011 at a cost of \$5,495.00.

Motion:	Clayton	Second:	Roma
Approved:	Clayton - Feeney - Komsa - Roma - Verga	Absent:	Clark

PUBLIC DISCUSSION

To Open

Motion:	Roma	Second:	Komsa
Approved:	Clayton - Feeney - Komsa - Roma - Verga	Absent:	Clark

D. Woods - Seaman Ave	Traffic Light - Beachwood Blvd. very long. Letter should go to DOT.
Mr. Roma	Probably a County Traffic Light - and eventually that light will have a monitoring unit attached to assist in traffic flow.
D. Woods	? If on Health Insurance would council consider foregoing to save money.

Firrigino – Brick	Owns rental property in Beachwood and wondering why he needs to do Rental CO annually.
Mrs. Verga	Done by ordinance.
Mr. Roma	Fire Services wanted to make sure rental properties were kept up to code. For the safety of the town and the tenants.
Resident Spray/Locker	Fence - new put up around yard. Obtained permit. Left money in mail box. Doesn't understand why he's told he is not in compliance when other properties down the street from same are worse.
Roma	Addressed Fee schedule as it relates to Land Use Board.
LaCrosse - Forecastle Ave	Re: Fence - there is a fee - goes into escrow - costs would be covered and refund made. To Mr. Oris on Well #5 - Kirkwood Strata - TO Mr. Roma - reverse 911 - who determines who addresses it.
Mr. Roma	Believes it would be something under Police/OEM.
Mr. LaCrosse	This has been a long range plan to replace mains. Pattern to proceed.
Mr. Oris	Explanation.
Mr. LaCrosse	Re: Televising meetings. Current negotiations.
DiBella; R. - Halliard Ave	Any update on missing documents.
Mr. Hiering	No. Question is since not filed with Clerk - is it an official document. Do we want to proceed legally and spend money.
R. DiBella	Concerned about the need of people when it comes to public records. Heard rumor that Governor is proposing law "bann" individuals collecting disability from holding office. Would Governing Body - support.
Maxwell - Surf Ave	Does Borough allow Borough employees to use Borough vehicle to run personal errand. Non emergency person "parking" . With repeated evidence of infraction how does one proceed to bring it to the attention of the Borough.
Mr. Roma	Council should not be discussing since it involves an employee.
Maxwell -	Signage. 200 Block of Beach
Griffin - Anchor Ave	Asked Gov. Body about \$250 "budget" . Did homework went to DCA - the question of budget did not need to go into executive session. Mrs. Clayton advises that the matter was fully discussed in open session and not discussed in Executive Session.
Maxwell - Beach Ave	Son was referencing special consideration given to certain people. Mr. Hiering and Mr. Roma advised that council was not in position to discuss this matter publicly that it violated employee rights. Mrs. Verga indicated that once she researched matter she would respond back to Mrs. Maxwell.

To Close

Motion: Roma **Second:** Komsa
Approved: Clayton – Feeney – Komsa – Roma - Verga
Abstain: **Absent:** Clark

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- Police–Code Enforcment-Recreation
Contractual - Engineer**

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

Motion: Feeney **Second:** Clayton
Approved: Clayton – Feeney – Komsa – Roma - Verga
Abstain: **Absent:** Clark

RE-OPEN

Motion: Roma **Second:** Komsa
Approved: Clayton – Feeney – Komsa – Roma - Verga
Abstain: **Absent:** Clark

ACTION TAKEN FROM EXECUTIVE SESSION:

RESOLUTION #2010-313 **NOT APPROVED**
RESOLVED by Mayor and Council to waive interest fees on water account of 709 Windward Ave. in connection with fees associated to a “sprinkler leak”.

Motion: Clayton **Second:** Verga
Approved: Clayton – Verga
Opposed: Feeney – Komsa - Roma
Abstain: **Absent:** Clark

RESOLUTION

#2010-314 **RESOLVED** by Mayor and Council to authorize the Municipal Attorney to prepare the appropriate ordinance to amend Community Center Fees.

ADJOURN

Motion: Roma **Second:** Feeney
Approved: Clayton – Feeney – Komsa – Roma - Verga
Abstain: **Absent:** Clark

