

December 01, 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 124 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:

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

ABSENT: Mayor Ronald W. Jones, Jr

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.

#2010-345 RESOLVED by Council to approve the 2010 Certified Bills List in the amount of \$531,773.77

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

#2010-346 RESOLVED by Council to approve the minutes of the November 15, 2010 meeting of Mayor and Council.

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

turn on".
Section 2.

This Ordinance repeals any inconsistent ordinance or ordinances or part or parts thereof.

Section 3. This Ordinance shall take effect immediately upon its final passage and publication as required by law.

#2010-350 RESOLVED, by the Governing Body to approve Ord. #2010-12 on First Reading Title Only

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

#2010-351 RESOLVED by the Governing Body of the Borough of Beachwood to approve the following requests for Conference - Training - Seminar

Date:	Dec. 06	Admin/Exec - Elizabeth Mastropasqua
Location:	Brick Township	
Subject:	O.C. Municipal Joint Ins. Fund - Executive Safety Committee	
Cost:	\$0	
Vehicle:	No	

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

#2010-352 RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF BEACHWOOD TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #10-00075 TO LIEN HOLDER, PRO CAPITAL I, LLC, IN THE AMOUNT OF \$ 2,468.53

WHEREAS, at the Municipal Tax Sale held on September 10, 2010, a lien was sold on Block 8.55 Lot 8 also known 1501 Pacific Avenue for 2009 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #10-00075, was sold to Pro Capital I, LLC with a 0% interest rate and \$300.00 premium; and,

WHEREAS, Irene Seubert, owner, effected redemption, for certificate # 10-00075 in the amount of \$2,168.53.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, Pro Capital I, LLC for the redemption of certificate 10-00075 in the amount of \$2,168.53 plus premium amount of \$300.00

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

#2010-353 RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF BEACHWOOD TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #10-00104 TO LIEN HOLDER, JOSEF HOFFMANN, IN THE AMOUNT OF \$ 194.37

WHEREAS, at the Municipal Tax Sale held on September 10, 2010, a lien was sold on Block 10.06 Lot 7 also known 1001 Longboat Avenue for 2009 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #10-00104, was sold to Josef Hoffmann with a 0% interest rate; and,

WHEREAS, Robert Bentivegna, owner, effected redemption, for certificate # 10-00104 in the amount of \$194.37

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, Josef Hoffmann for the redemption of certificate #10-00104 in the amount of \$194.37

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

#2010-354 RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF BEACHWOOD TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #10-00134 TO LIEN HOLDER, CCTS CAPITAL, LLC IN THE AMOUNT OF \$ 520.70

WHEREAS, at the Municipal Tax Sale held on September 10, 2010, a lien was sold on Block 11.23 Lot 7 also known 53 Shell Street for 2009 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #10-00134, was sold to CCTS Capital, LLC with a 0% interest rate and \$900.00 premium; and,

WHEREAS, Linda Manning, owner, effected redemption, for certificate # 10-00134 in the amount of \$520.70.

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 Capital, LLC for the redemption of certificate #10-00134 in the amount of \$520.70 plus \$900.00 premium.

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

#2010-355 RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF BEACHWOOD TO AUTHORIZE A REFUND OF OVERPAYMENT OF TAXES ON BLOCK 9.31 LOT 2 TO ROCCO FEMANO, IN THE AMOUNT OF \$1,202.76

WHEREAS, property owner, Rocco Femano, Block 9.31 Lot 2, made payment for 3rd quarter taxes in addition to Corelogic's payment on behalf of Mr. Femano's Bank, in the amount of \$ 1,202.76; and,

WHEREAS, Mr. Femano is now requesting refund of the overpayment.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to authorize the refund of overpayment caused by duplicate payment to property owner Rocco Femano in the amount of \$1,202.76

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

#2010-356 RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF BEACHWOOD TO AUTHORIZE A REFUND OF OVERPAYMENT OF TAXES ON BLOCK 10.38 LOT 1 TO TIMOTHY KERWIN, IN THE AMOUNT OF \$1,134.62

WHEREAS, Direct Connect Services sent payment for the 4th quarter installment of taxes on behalf of property owner, Timothy Kerwin; and,

WHEREAS, Corelogic had also remitted payment for the 4th quarter installment of taxes on the property owners causing a duplicate payment; and,

WHEREAS, Corelogic is now requesting the refund of said overpayment to be paid directly to the property owner.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to authorize the refund of overpayment caused by duplicate payment to property owner Timothy Kerwin in the amount of \$1,134.62

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

#2010-357 RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF BEACHWOOD TO Approve a Disabled Veteran Exemption Block 8.58 Lot 13

WHEREAS, The Department of Veteran Affairs determined that Carl Sibiga at 1528 Berkeley Avenue, Block 8.58 Lot 13 to have a service connected disability that is totally disabling; and

WHEREAS, Mr. Sibiga has made application to the Borough as a totally disabled veteran, which has been approved by the Tax Assessor as of November 16, 2010.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Beachwood, in the County of Ocean, State of New Jersey to direct the Tax Collector to cancel taxes for 2010 in the amount of \$652.39 and to process any refund due as a result of the cancellation. Furthermore, the parcel shall be exempted on the 2011 tax list.

CORRESPONDENCE

*Randall
27 Gould Pl.
Caldwell, NJ 07006*

November 19, 2010

Borough of Beachwood
Historic Dept.
1600 Pinewald Road
Beachwood, NJ 08722

To Whom It May Concern,

Recently, our father, Joseph Randall died at the ripe old age of 97 years. He was The Public Works Superintendent in Beachwood for many years, during the 1950's, 60's and 70's. While sorting through his belongings, we came upon these items of interest. Enclosed, you will find:

- An old photo of the beach area (I know you already have one)
- An old photo showing some community action (Dad is 4th from right)
- A bicentennial mug
- A 1924 "Directory and Who's Who"
- The missing keys for the old water tower fence gate !

There are not many people left in Beachwood, who remember our Dad, but we hope those who do have fond memories of knowing and working with him. And for the ones who never knew him, we hope you enjoy looking at these things, and that someone can find a place to put them on display at The Borough Hall.

Sincerely,
The Randall Family

The Borough of Beachwood accepted with great appreciation.

REPORTS

Mayor Jones

Absent

Roma	Welcome to all. Acknowledged scouts present. Report on Water Tower - Painting completed. Next lettering and logo for Beachwood Elementary School logo. Should begin end of week or beginning of next week. Should be ready to go on-line 2/3 weeks. Locker Street Project awaiting final contract documents to be executed before starting. Pushing to get it done before Christmas. Thanked Bev and Bette for work on calendar. Condolences to family of Ocean Gate Officer killed on Thanksgiving in drunk driving. Alliance dance next week.
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#2010-361

**RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY
AWARDING A CONTRACT FOR THE ACQUISITION OF ONE (1) NEW 2011 25 CUBIC
YARD REAR LOADER REFUSE PACKER AND OPTION A, DUAL CART TIPPERS SUPPLIED
WITH BODY FOR THE SUM OF \$192,678.00 IN ACCORDANCE WITH THE BOROUGH'S
BID SPECIFICATIONS**

WHEREAS, the Borough of Beachwood previously advertised and received bids for a 2011 25 Cubic Yard Rear Loader Refuse Packer; and

WHEREAS, the Borough received two (2) bids at 2:00 p.m. on August 26, 2010 from Transtek, Inc. d/b/a Freightliner of Bridgeport, for the base bid only in the amount of \$179,199.00 and from Robert H. Hoover & Sons, Inc. in the base bid amount of \$183,828.00 plus Option A in the amount of \$8,850.00 for a total bid of \$192,678.00; and

WHEREAS, the bid of Freightliner of Bridgeport failed to include Option A and additionally failed to include the required diagnostic equipment, additional training, as well as the required number of spare tires and rims; and

WHEREAS, said Freightliner of Bridgeport additionally was supplying an undefined model of a Heil Refuse Packer which failed to meet a number of the specified requirements affecting many mechanical requirements and a service area within the required thirty (30) mile limit of the specifications; and

WHEREAS, as a result of said failure of Transtek, Inc., d/b/a Freightliner of Bridgeport, to meet the Borough's bid specifications and supply the required technical equipment the Borough considers said bid as non-responsive to the Borough's bid specifications; and

WHEREAS, it is now the desire of the Governing Body to act upon the recommendation of the Public Works Supervisor and award a contract to Robert H. Hoover & Sons, Inc.

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 awards a Contract to Robert H. Hoover & Sons, Inc. for the acquisition of one 2011 25 Cubic Yard Rear Loader Refuse Packer in the base bid amount of \$183,828.00 and awards Option A for Dual Cart Tippers to be supplied with body in the amount of \$8,850.00 for a total bid amount of \$192,678.00.
2. That upon the adoption of the within resolution, the Borough Clerk is authorized to forward a certified copy of it to the Borough CFO, and the Borough Treasurer, as well as Public Works Supervisor, John Behrens, and the successful bidder, Robert H. Hoover & Sons, Inc.

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

**Terms & Condition of Employment
Contractual**

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

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

RE-OPEN

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

NO ACTION TAKEN FROM EXECUTIVE SESSION:

Adjourn

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

Prepared by: E.A. Mastropasqua

Ronald W. Jones, Jr.
Mayor

Attested to by: _____
Elizabeth A. Mastropasqua RMC
Municipal Clerk