

August 21, 2013 Public Agenda

Beachwood Municipal Complex
1600 Pinewald Rd.

6:30 PM

Call to Order

Flag Salute

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.

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 and Municipal Web Site on January 4, 2013. Notice of the time change has been posted on the Borough Website Calendar and published in the Asbury Park Press on August 1, 2013.

ROLL CALL MEMBERS PRESENT:

Mayor Roma

COUNCILMEMBERS:

Beverly Clayton
Gregory Feeney
Steven Komsa

Gerald LaCrosse
Thomas Miserendino
Edward Zakar

#2013-268 **RESOLVED** by Mayor and Council to approve the 2013 Certified Bills Lists in the amount of Bills Lists **A: \$2,169,797.93** **B: \$TBA**

#2013-269 **RESOLVED** by Mayor and Council to approve the minutes of the July 17, 2013 meeting of Mayor and Council

BEACH USAGE:

#2013-270 **RESOLVED** by Mayor and Council to approve the following beach usage pending fire permit and cleanup:
9/25/2013 (rain date 9/26/2013) Beachwood/Pine Beach Scout Troop 70 The Court of Honor from 6pm to 9pm

SOCIAL AFFAIRS PERMIT(S)

#2013-271 **RESOLVED** by Mayor and Council to approve the One Day Liquor Licenses:

8/16/2013	Beachwood Republican Club	Beachwood Community Center
9/21/2013	Beachwood Republican Club	Mayo Park

PERFORMANCE GUARANTEE(S)

#2013-272 RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY APPROVING AN ACCOUNT OPENING IN THE NAME OF ROSS PARADISE FOR A PERFORMANCE GUARANTEE FOR 109 BARNEGAT BOULEVARD

GENERAL TRUST PLANNING BOARD ESCROW ACCOUNT(S)

#2013-273 RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY APPROVING CANCELLATION OF THE GENERAL TRUST PLANNING BOARD ESCROW BALANCE FOR BLOCK 1.41; LOT 12

CHANGE ORDER RESOLUTION(S)

#2013-274 RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY REPEALING RESOLUTION 2013-245 APPROVING CHANGE ORDER NO. 2 TO THE CONTRACT BETWEEN THE BOROUGH AND BRENNAN BROS. CONTRACTING, LLC, FOR THE BEACHWOOD WATER MAIN EXTENSION – BARNEGAT BOULEVARD PROJECT, AND FURTHER APPROVING CORRECTED CHANGE ORDER NO. 2 TO DECREASE THE CONTRACT FROM ITS ADJUSTED CONTRACT PRICE OF \$219,791.52 TO A FINAL CONTRACT PRICE OF \$208,308.96 REFLECTING FINAL AS BUILT QUANTITIES

#2013-275 RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 TO THE CONTRACT BETWEEN THE BOROUGH AND INTEGRATED SYSTEMS & SERVICES FOR SECURITY CAMERA SYSTEM DECREASING THE CONTRACT BY \$9,121.48 FROM THE ORIGINAL CONTRACT PRICE OF \$72,997.00 TO \$63,875.52

#2013-276 RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE APPROVAL OF FINAL CHANGE ORDER NO. 2 TO THE CONTRACT BETWEEN THE BOROUGH AND EARLE ASPHALT COMPANY FOR THE FY 2012 NJDOT MUNICIPAL AID ROAD PROGRAM FOR IMPROVEMENTS TO BARNEGAT BOULEVARD AND BRIGANTINE STREET DECREASING THE CONTRACT BY \$30,751.15 FROM THE ADJUSTED CONTRACT PRICE OF \$289,310.88 TO \$258,559.73

ANNUAL CALENDAR AWARD

#2013-277 WHEREAS, on June 19th the Borough of Beachwood solicited quotes from five (5) vendors for the annual printing of the Municipal Calendar, with a response date of July 30, 2013 (12:00); and

WHEREAS, the Borough of Beachwood received three responses as follows:

Surfside Printing Toms River NJ	(5,000 copies)	\$10,250.00
Urner Barry – Bayville NJ		\$ 5,400.00
TREC Printing – Toms River NJ		\$ 4,285.00

NOW, THEREFORE, BE IT RESOLVED to award the contract for printing of the 2014 Municipal Calendar to TREC Printing – Toms River NJ in the amount of \$4,285.00 for 5,000 copies.

TAX COLLECTOR RESOLUTIONS OF REFUND

- #2013-278 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #11-00093 TO LIEN HOLDER, CULMAC CAPITAL 1, LLC IN THE AMOUNT OF \$5,260.53.**
- #2013-279 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #11-00136 TO LIEN HOLDER, CULMAC CAPITAL 1, LLC IN THE AMOUNT OF \$4,553.85.**
- #2013-280 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #13-00083 TO LIEN HOLDER, US BANK CUST FOR BV001, LLC IN THE AMOUNT OF \$756.45 WITH A PREMIUM OF \$300.00.**
- #2013-281 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #13-00023 TO LIEN HOLDER, KENAT INC. IN THE AMOUNT OF \$2,078.25 WITH A PREMIUM OF \$1,300.00.**
- #2013-282 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #11-00054 TO LIEN HOLDER, BOROUGH OF ISLAND HEIGHTS IN THE AMOUNT OF \$6,886.88.**
- #2013-283 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #11-00056 TO LIEN HOLDER, BOROUGH OF ISLAND HEIGHTS IN THE AMOUNT OF \$6,886.88.**
- #2013-284 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #09-00033 TO LIEN HOLDER, ATLANTIC CAPITAL ASSETS, LLC IN THE AMOUNT OF \$5,685.13 WITH A PREMIUM OF \$300.00.**
- #2013-285 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #11-00135 TO LIEN HOLDER, CULMAC CAPITAL 1, LLC IN THE AMOUNT OF \$4,554.48.**
- #2013-286 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #13-00045 TO LIEN HOLDER, US BANK CUST FOR BV001, LLC IN THE AMOUNT OF \$683.59 WITH A PREMIUM OF \$300.00.**
- WHEREAS, at the Municipal Tax Sale held on May 17, 2013, a lien was sold on Block 2.50 Lot 7 also known
- #2013-287 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #13-00089 TO LIEN HOLDER, EARLY OUT INVESTMENT IN THE AMOUNT OF \$3,764.92 WITH A PREMIUM OF \$7,200.00.**
- #2013-288 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #11-00165 TO LIEN HOLDER, ATLANTIC CAPITAL ASSETS, LLC IN THE AMOUNT OF \$6,896.71.**
- #2013-289 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #11-00057 TO LIEN HOLDER, BOROUGH OF ISLAND HEIGHTS IN THE AMOUNT OF \$6,886.88.**

- #2013-290 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #13-00010 TO LIEN HOLDER, ACT LIEN HOLDING INC. IN THE AMOUNT OF \$7,474.09 WITH A PREMIUM OF \$8,100.00.
- #2013-291 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #13-00112 TO LIEN HOLDER, US BANK CUST FOR BV001, LLC IN THE AMOUNT OF \$418.80 WITH A PREMIUM OF \$100.00.
- #2013-292 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #13-00111 TO LIEN HOLDER, US BANK CUST FOR PRO CAP II, LLC IN THE AMOUNT OF \$740.71 WITH A PREMIUM OF \$500.00.
- #2013-293 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #13-00078 TO LIEN HOLDER, US BANK CUST FOR BV001, LLC IN THE AMOUNT OF \$876.17 WITH A PREMIUM OF \$300.00.
- #2013-294 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #13-00121 TO LIEN HOLDER, US BANK CUST FOR BV001, LLC IN THE AMOUNT OF \$579.70.
- #2013-295 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #13-00069 TO LIEN HOLDER, INDEPENDENT INVESTORS IN THE AMOUNT OF \$2,743.44.

DUPLICATE CERTIFICATE(S) OF REDEMPTION

- #2013-296 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE THE ISSUANCE OF A DUPLICATE CERTIFICATE OF REDEMPTION FOR TAX SALE CERTIFICATES 02-003.
- #2013-297 AUTHORIZE THE ISSUANCE OF A DUPLICATE CERTIFICATE OF REDEMPTION FOR TAX SALE CERTIFICATES 06-002.
- #2013-298 AUTHORIZE THE ISSUANCE OF A DUPLICATE CERTIFICATE OF REDEMPTION FOR TAX SALE CERTIFICATES 04-003.

OVERPAYMENT OF TAXES

- #2013-299 RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF OVERPAYMENT OF TAXES DUE TO STATE TAX APPEAL ON BLOCK 9.05 LOT 15 TO MARTIN LYNCH, IN THE AMOUNT OF \$1,445.69.

CONFERENCE – TRAINING – SEMINAR

- #2013-300 RESOLVED by Mayor and Council to approve the following requests for “Conference – Training – Seminar”

Date:	November 2013	S. Minock; E. Mastropasqua; R. Roma-Spouse; S. Komsa-Spouse; E. Zakar-Spouse; T. Miserendino-Spouse; C. Schiel-Spouse; G. Silva-Spouse; T. DiMichele-Spouse
Location:	Atlantic City NJ	
Subject:	League of Municipalities Annual Conference	
Cost:	\$55.00/p.p. N/C for Spouses	
Vehicle:	Yes	

Date:	8/19/2013 to 12/19/2013	J. D'Aleo; S. Rosanio; D. Allen; B. Hopson; W. Harzer; R. Hull
Location:	Ocean Co. Fire Academy in Waretown, NJ	
Subject:	Ocean County Fire Academy – F.F. Level 1	
Cost:	\$0.00/p.p.	
Vehicle:	Yes	
Date:	9/20/2013	Susan A. Minock
Location:	Burlington Co. Training Center	
Subject:	Mini Conference: Burlington Co. Municipal Clerk's Association (CEU'S Applicable)	
Cost:	\$60.00/p.p.	
Vehicle:	No	

BOND ORDINANCE FINAL READING

- #2013-07 **ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AUTHORIZING VARIOUS WATER SYSTEM IMPROVEMENTS FOR THE BOROUGH'S POTABLE WATER SYSTEM AND APPROPRIATING THE SUM OF \$500,000.00 THEREFOR AND AUTHORIZING THE ISSUANCE OF WATER UTILITY BONDS OR NOTES IN THE AMOUNT OF \$500,000.00 TO FINANCE THE COSTS THEREOF**
- #2013-301 **RESOLVED BY MAYOR AND COUNCIL to approve and adopt Bond Ordinance #2013-07as presented and held for public discussion**

BOND ORDINANCE FINAL READING

- #2013-08 **ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AUTHORIZING THE ACQUISITION OF AN EMERGENCY GENERATOR AND RELATED EQUIPMENT FOR THE PUBLIC WORKS FACILITY, THE PURCHASE OF PAGERS WITH CHARGING BASES AND PURCHASE OF A THERMAL IMAGING CAMERA FOR THE BOROUGH'S FIRE DEPARTMENT AND VARIOUS ROAD AND DRAINAGE IMPROVEMENTS WITHIN THE BOROUGH APPROPRIATING THE SUM OF \$893,000.00 THEREFORE AND AUTHORIZING THE ISSUANCE OF GENERAL IMPROVEMENT BONDS AND NOTES IN THE AMOUNT OF \$850,000.00 TO FINANCE THE COSTS THEREOF**
- #2013-302 **RESOLVED BY MAYOR AND COUNCIL to approve and adopt Bond Ordinance #2013-08 as presented and held for public discussion**

ORDINANCE INTRODUCTION

- #2013- 09 **AN ORDINANCE AMENDING AN ORDINANCE ENTITLED "SALARY ORDINANCE" OF THE CODE OF THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY; FIXING AND DETERMINING SALARY, WAGES AND COMPENSATION TO BE PAID TO THE FOLLOWING OFFICERS AND EMPLOYEES IN THE BOROUGH OF BEACH WOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY.**

BE IT ORDAINED, by the Mayor and Council of the Borough of Beachwood, in the County of

Ocean, State of New Jersey as follows:

SECTION 1: The annual salaries for the year 2013 of the following officers and employees herein named are hereby amended and fixed and determined as follows:

	Minimum	Maximum	
Deputy Tax Collector	\$2,000.00	\$4,000.00	Per Annum

SECTION 2: The annual salaries and wages as described herein

SECTION 3: All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 4: This ordinance shall take effect immediately upon final passage and publication as required by law.

#2013-303 RESOLVED BY MAYOR AND COUNCIL to approve Introduction of Ordinance #2013-09 as presented and held for public discussion

THE PUBLIC HEARING FOR ADOPTION WILL BE HELD ON SEPTEMBER 18, 2013

CORRESPONDENCE None

COUNCIL REPORTS

PUBLIC DISCUSSION

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:
Personnel, Contract Negotiation and Litigation matters.
3. It is anticipated that the subject matter discussed may be made public in (90) days.

ACTION MAY BE TAKEN FROM EXECUTIVE SESSION

ADJOURNMENT

**THIS AGENDA IS SUBJECT TO CHANGE UPON DISCRETION OF
MAYOR AND COUNCIL**