September 21, 2011  Beachwood Municipal Complex
1600 Pinewald Rd.

7:00 P.M.  Call to Order

Flag Salute
While we pray for the safe return of our serving men and women, we must remember that servicemen and women from New Jersey have been killed in Iraq and Afghanistan, most recently

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 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 annual notice of meetings on posted on the Bulletin Board, located in the Municipal Complex and delivered to the Asbury Park Press and the Municipal Web Site on January 1, 2011.

ROLL CALL MEMBERS PRESENT:
Mayor:  Bonnie M. Verga
Council President:  Ronald Roma
Council Members:  Beverly Clayton
Gregory Feeney
Steven Komsa
Gerald LaCrosse
Edward Zakar

SPECIAL PRESENTATIONS –
Swearing in of new officer David Bowden
Promotion to Sergeant – Frank Melillo
Whereas, the State of New Jersey and Ocean County were faced with a severe natural disaster in the form of Hurricane Irene on August 27-28, 2011; and

Whereas, the Borough of Beachwood was spared from injury to persons and extensive property damage by the outstanding work and dedication of the Beachwood Police Department, Beachwood Fire Department, Beachwood Office of Emergency Management, Beachwood Department of Public Works and the Beachwood First Aid who gave selflessly of themselves for long hours to serve the welfare of the community; and

Whereas, these members worked tirelessly to prepare ahead of the storm and saw to the immediate restoration of the community in the hours following the storm; and

Whereas, it is important that all citizens of the Borough of Beachwood know and understand how the members of these departments and agencies rendered invaluable service to the people of our community in such an outstanding and exemplary fashion before, during and immediately after Hurricane Irene;

Now, therefore the Mayor and Borough Council urge all of our citizens to join in thanking and commemorating the outstanding work of the members of these departments and agencies who by their faithful and loyal devotion to the Borough of Beachwood have earned the gratitude of the entire community.

**Presentation of Citizen of the Year.**

Our 2011 Citizen of the Year is not only a friend to Beachwood, or a friend to Ocean County, but an extended arm of the Beachwood family and most likely has touched every resident within our community and our County at one time or another.

A person we can call upon at the drop of a hat for a “favor” or an “assist” or “words of support”, in good times and bad.

Our recipient grew up in Ocean County and knows nearly every boardwalk and crystal of sand of our 33 municipalities and can most likely relate their history as well as any other figure within the county. Familiar with the River communities, the Bay communities and the Ocean Communities, and well acknowledged by all.

To begin to tell you more will begin to reveal the identity, so we will have to go with hints like -

Has been employed by the same place for 32 years – moving up the ladder of responsibility. Ocean County residents will identify with our recipient who expresses similar VIEWS on things and has been honored for doing just that.

Thousands upon thousands of our High School athletes in Football, Basketball and Baseball throughout Ocean County have reaped the rewards of words of encouragement from our recipient. For 27 years they have been given exciting Christmas holidays.
Our recipient has had a distinguished academic and athletic career and received acknowledgements and indoctrination into the Jersey Shore Sports Hall of Fame – the Wrestling Hall of Fame – received honorary degrees from OCC – honors from O.C. Girl Scouts – Lions Club – Caregiver Volunteers – O.C. Chamber of Commerce – Big Brothers and Big Sisters of Ocean County –

Our recipient is

- 4 time winner of NJ Broadcasters Association for Best Public Service
- 9 time winner of the N.J. Sportscaster of the Year from National Sportscasters and Sportswriters Assoc.
- founder of the WOBM Christmas Classic
- member of the Central Regional Athletic Hall of Fame –
- Vice President of Quality Control at WOBM AM/FM with his own “HOMETOWN VIEW” where he touches all of us in Ocean County with his popular daily commentary.
- An integral member of the Beachwood Fireworks Committee

He is husband to Jane a Guidance Counselor at Manchester High School and proud dad to Brandon – 25 who works in New York and Alexandra 19, who is a Sophomore at Penn State.

He’s led the WOBM No Stars Basketball team to victory against the New York Giants (of course that was more than 20 years ago) and along with his WOBM co-horts calls me Mama Mashedpotato –

I am Proud and Honored to announce

Kevin Williams

as

BEACHWOOD’S CITIZEN OF THE YEAR

Recess
Motion: Roma
Approved: Clayton – Feeney – Komsa – LaCrosse - Roma - Zakar

Second: Zakar

Approved: Roma - Zakar
Re-Open Motion: LaCrosse Second: Feeney
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

#2011-277 RESOLVED to name Councilman Edward Zakar as Insurance Fund Commissioner representing the Borough of Beachwood with the Ocean County Municipal Joint Insurance Fund.

Motion: Feeney Second: Roma
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

#2011-278 RESOLVED by Mayor and Council to approve the 2011 Certified Bills List in the amount of
A: $1,158,255.02  B: $1,590,380.55

Motion: Roma Second: Clayton
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

#2011-279 RESOLVED by the Governing Body of the Borough of Beachwood to approve the minutes of the
August 17, 2011 meeting of Mayor and Council

Motion: Feeney Second: Komsa
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

#2011-280 RESOLVED by the Governing Body to approve the following requests for Rentals

<table>
<thead>
<tr>
<th>2011 COMMUNITY CENTER</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sept. 25 Garofalo</td>
</tr>
<tr>
<td>1429 Neptune Ave., Beachwood</td>
</tr>
<tr>
<td>Oct. 08 Alleman</td>
</tr>
<tr>
<td>824 Cable Ave. Beachwood</td>
</tr>
<tr>
<td>Oct. 17 Morey</td>
</tr>
<tr>
<td>832 Cable Ave. Beachwood</td>
</tr>
<tr>
<td>Oct. 21 Susan LeGrand TRFC Cosmos Soccer</td>
</tr>
<tr>
<td>1209 Anchor Ave. Beachwood</td>
</tr>
<tr>
<td>Nov. 05 Abreu</td>
</tr>
<tr>
<td>1116 Spray Ave., Beachwood</td>
</tr>
<tr>
<td>Nov. 13 Babinski</td>
</tr>
<tr>
<td>725 Longboat Ave., Beachwood</td>
</tr>
<tr>
<td>Nov. 19 Alleman</td>
</tr>
<tr>
<td>824 Cable Ave. Beachwood</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>2011 MAYO PARK</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sept. 11 Kotschessa</td>
</tr>
<tr>
<td>1424 Cable Ave., Beachwood</td>
</tr>
<tr>
<td>Date</td>
</tr>
<tr>
<td>--------</td>
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<tr>
<td>Jan 07</td>
</tr>
<tr>
<td>May 19</td>
</tr>
<tr>
<td>June 01</td>
</tr>
<tr>
<td>Aug. 11</td>
</tr>
</tbody>
</table>

**Motion:** Roma  
**Approved:** Clayton – Feeney – Komsa – LaCrosse – Roma - Zakar  
**Second:** Zakar

#2011-281 RESOLVED by Mayor and Council to approve the following requests for Conference – Training and Seminars

#1 Received verbal approval

<table>
<thead>
<tr>
<th>Date</th>
<th>Event Description</th>
<th>Location</th>
<th>Subject</th>
<th>Cost</th>
<th>Vehicle</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sept. 21</td>
<td>Wayne Gibson – Construction Official</td>
<td>Wildwood Convention Center</td>
<td>IFGC/IMC Update</td>
<td>$0</td>
<td>NO</td>
</tr>
<tr>
<td>Sept. 22</td>
<td>Water Utility - Clifford Schiel</td>
<td>Wall Township Municipal Building</td>
<td>Project Management</td>
<td>$0</td>
<td>YES</td>
</tr>
<tr>
<td>Sept. 23</td>
<td>Linda Felton – Court Admin.</td>
<td>Manchester Municipal Court</td>
<td>User Group</td>
<td>$0</td>
<td>NO</td>
</tr>
<tr>
<td>Sept. 23</td>
<td>Elizabeth Mastropasqua - Admin/Exec</td>
<td>Neptune NJ</td>
<td>MCANJ Quarterly Meeting</td>
<td>$0</td>
<td>NO</td>
</tr>
<tr>
<td>Sept. 27</td>
<td>Water Utility - Clifford Schiel</td>
<td>Hightstown N.J. – Fire House</td>
<td>Water Storage Systems</td>
<td>$0</td>
<td>YES</td>
</tr>
<tr>
<td>Date</td>
<td>Location</td>
<td>Name</td>
<td>Subject</td>
<td>Cost</td>
<td>Vehicle</td>
</tr>
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</tr>
<tr>
<td>Sept. 28</td>
<td>Hammonton NJ</td>
<td>Wayne Gibson – Construction Off.</td>
<td>Trainer Update – A464</td>
<td>$0</td>
<td>NO</td>
</tr>
<tr>
<td>Sept. 30</td>
<td>Ocean County Library</td>
<td>Linda Felton – Court Admin.</td>
<td>Mandatory Yearly Conference</td>
<td>$0</td>
<td>NO</td>
</tr>
<tr>
<td>Oct. 18</td>
<td>Harrah’s Atlantic City</td>
<td>Water Utility - Clifford Schiel</td>
<td>Taking Control of Your System</td>
<td>$0</td>
<td>NO</td>
</tr>
<tr>
<td>Oct. 18</td>
<td>Holmdel Arts Center</td>
<td>Elizabeth Mastropasqua</td>
<td>Review of OPRA</td>
<td>$55</td>
<td>NO</td>
</tr>
<tr>
<td>Oct. 24-28</td>
<td>Essex County College Police Academy</td>
<td>Police – Patrolman Derek Mussari</td>
<td>Physical Training Instructor Cost</td>
<td>$150</td>
<td>No</td>
</tr>
</tbody>
</table>

Motion: Roma  
Second: Komsa  
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma - Zakar
RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BUDGET OF THE BOROUGH OF BEACHWOOD PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948)

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any such item of revenue in the budget of the county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget, and

WHEREAS, the Director may also approve the insertion of any item of appropriation for equal amount,

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Beachwood, in the County of Ocean, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2011 which item is now available as a revenue from monies held pursuant to the provisions of statute.

CDBG – Rehab: Single Unit Residential $50,000.00

BE IT FURTHER RESOLVED that a like sum of $50,000 and the same is hereby appropriated under the following captions:

CDBG – Rehab: Single Unit Residential $50,000.00

AND,

BE IT FURTHER RESOLVED that the Borough Clerk shall submit one copy of the Certification for State and Federal Grants to the Director of the Division of Local Government Services for approval.

Motion: Feeney
Second: Roma

Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

#2011-283

WHEREAS on February 16, 2011 under Resolution #2011-085 approval was given to refund a tax to GMAC Mortgage Co. on an overpayment Block 11.04 Lot 11, in the amount of $3,395.57 (owner Gary Morrison); and

WHEREAS, GMAC has advised that this payment should have been made to Gary Morrison the homeowner.

NOW, THEREFORE, BE IT RESOLVED to correct the resolution to reflect the overpayment made to Gary Morrison.

Motion: Roma
Second: Clayton

Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

#2011-284

RESOLVED by Mayor and Council to approve the approve the redemption of tax title lien certificate #10-00095 on Block 9.34 Lot 13 – 118 Anchor Avenue amount - $12,468.26 effective September 14, 2011.

Motion: Roma
Second: Clayton

Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar
RESOLVED by Mayor and Council to AUTHORIZE REFUND OF REDEMPTION MONIES FROM LIEN #10-00001 TO LIEN HOLDER, VASYL KAVATSIUK, IN THE AMOUNT OF $984.49

WHEREAS, at the Municipal Tax Sale held on September 10, 2010, a lien was sold on Block 1.04 Lot 1 also known 653 Ship Ave. for 2009 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #10-00001, was sold to Vasyl Kavatsiuk with a 4% interest rate; and,

WHEREAS, Danielle & Youmans Robertson, owners, effected redemption, for certificate # 10-00001 in the amount of $984.49.

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 Kavatsiuk for the redemption of certificate 10-00001 in the amount of $984.49.

Motion: Feeney  Second: Roma
Approved: Clayton – Feeney – Komsa – LaCrosse– Roma – Zakar

RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE REFUND OF REDEMPTION MONIES FROM LIEN #10-00003 TO LIEN HOLDER, CULMAC CAPITAL 1, LLC, IN THE AMOUNT OF $11,266.41

WHEREAS, at the Municipal Tax Sale held on September 10, 2010, a lien was sold on Block 1.14 Lot 1 also known 551 Forecastle Ave. for 2009 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #10-00003, was sold to Culmac Capital 1, LLC with a 0% interest rate; and,

WHEREAS, Thomas & Karen Gough, owner, effected redemption, for certificate # 10-00003 in the amount of $11,266.41.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, Culmac Capital 1, LLC for the redemption of certificate 10-00003 in the amount of $11,266.41.

Motion: Zakar  Second: Roma
Approved: Clayton – Feeney – Komsa – LaCrosse– Roma – Zakar

RESOLVED BY MAYOR AND COUNCIL TO AUTHORIZE A REFUND OF REDEMPTION MONIES FROM LIEN #10-00061 TO LIEN HOLDER, CULMAC CAPITAL 1, LLC, IN THE AMOUNT OF $4,751.60.

WHEREAS, at the Municipal Tax Sale held on September 10, 2010, a lien was sold on Block 5.05 Lot 3 also known 809 Locust Road for 2009 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #10-00061, was sold to Culmac Capital 1, LLC with a 0% interest rate; and,

WHEREAS, Cranberry Road LLC, owner, effected redemption, for certificate # 10-00061 in the amount of $4,751.60.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, Culmac Capital 1, LLC for the redemption of certificate 10-00061 in the amount of $4,751.60.

Motion: Komsa  Second: Feeney
Approved: Clayton – Feeney – Komsa – LaCrosse– Roma – Zakar
RESOLVED by Mayor and Council to AUTHORIZE REFUND OF REDEMPTION MONIES FROM LIEN #10-00095 TO LIEN HOLDER, SAL VINCI, IN THE AMOUNT OF $12,468.26

WHEREAS, at the Municipal Tax Sale held on September 10, 2010, a lien was sold on Block 9.34 Lot 13 also known 118 Anchor Ave. for 2009 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #10-00095, was sold to Sal Vinci with a 0% interest rate; and,

WHEREAS, David Lipton, owner, effected redemption, for certificate # 10-00095 in the amount of $12,468.26

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, Sal Vinci for the redemption of certificate 10-00095 in the amount of $12,468.26

Motion: LaCrosse  
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

#2011-289
WHEREAS, Block 4.01 Lot 1, Account # 10000001-1, Silvi, Silvio was manually read incorrectly for the third quarter of 2011; and

WHEREAS, it was read and posted as 547 when it should have been posted as 542.

NOW, THEREFORE, BE IT RESOLVED by mayor and Council of the Borough of Beachwood to credit the account #10000001-1 in the amount of $27.75

Motion: Feeney  
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

#2011-290
WHEREAS, Block 2.08 Lot 7, Account # 664-0, Anthony J. Renzi was incorrectly billed for the third quarter of 2011 was automatically billed for 2 units (79.50) but was only credited for the minimum usage on 1 unit (39.75) and in the 3rd quarter of 2011 was manually billed for 21,000 gallons ovage (116.55) but should have been billed for 14,000 (77.70)

NOW, THEREFORE, BE IT RESOLVED by Mayor and Council of the Borough of Beachwood to credit the account #664-0 in the amount of $78.60

Motion: Roma  
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

#2011-291
RESOLVED to approve the Permanent Title of Senior Clerk – following Civil Service Certification of Lesley Kirschgessner.

Motion: Roma  
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar
ORDINANCE FIRST READING TITLE ONLY
#2011-10 ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AUTHORIZING IMPROVEMENTS TO THE MUNICIPAL BUILDING AND APPROPRIATING THE SUM OF $65,000.00 FROM THE CAPITAL IMPROVEMENT FUND

BE IT ORDAINED by the Borough Council of the Borough of Beachwood, County of Ocean and State of New Jersey, as follows:

SECTION 1. The improvements described in Section 2 of this Ordinance are hereby authorized to be undertaken by the Borough of Beachwood, in the County of Ocean and State of New Jersey. For said improvements as stated in Section 2, there is hereby appropriated the sum of $65,000.00 which appropriation has been made available from the Beachwood Borough Capital Improvement Fund.

SECTION 2. The description of the improvement required is as follows:

<table>
<thead>
<tr>
<th>Appropriation</th>
<th>Improvement</th>
</tr>
</thead>
<tbody>
<tr>
<td>Improvements to the Municipal Building</td>
<td>$65,000.00</td>
</tr>
</tbody>
</table>

SECTION 3. This Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption as provided by said Local Bond Law.

RESOLUTION: To approve Ordinance #2011-10 first reading title only

Motion: Roma Second: Clayton
Approved: Clayton - Feeney - Komsa - LaCrosse - Roma - Zakar

Comment from Mr. Roma - This ordinance is to address repairs to Air System damaged by Lightning and is submitted for reimbursement through Insurance.

ORDINANCE FINAL READING PUBLIC DISCUSSION AND ADOPTION
#2011-09 ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AMENDING CHAPTER III (POLICE REGULATIONS), AS IT APPLIES TO GENERAL NOISE PROHIBITIONS

BE IT ORDAINED by the Borough Council of the Borough of Beachwood, County of Ocean, and State of New Jersey, as follows:

Section 1. Section 3-14.12 entitled, “Specific Noise Prohibitions”, is hereby amended to delete subsections b and c and insert in their place the following:

"b. Sound reproducing devises. The using, operating or permitting to be played of any radio receiving set, musical instrument, phonograph, live band, speaker system or other machine or device for the producing or reproducing of sound in such a manner as to disturb the peace, quiet and comfort of the neighboring inhabitants or, at any time, with louder volume than is necessary for the convenient hearing of the person or persons who are in the room, vehicle or chamber in which such machine or devices operate and who are voluntary listeners thereto. The operation of any such instrument as enumerated heretofore between the hours of 10:00 p.m. and 8:00 a.m. Monday through Friday, and 10:00 p.m. and 9:00 a.m. Saturday and Sunday in such a manner as to be plainly audible at a distance of one hundred (100’) or more from the vehicle or structure within which the same is located shall be prima facie evidence of a violation of this section.”
“c. Yelling and shouting. Yelling, shouting, hooting, whistling or singing on public streets, particularly between the hours of 10:00 p.m. and 8:00 a.m. Sunday through Friday, and 11:00 p.m. and 8:00 a.m. on Saturdays or at any time or place as to annoy or to disturb the quiet, comfort or repose of persons in any office or in any dwelling or other type of residence or of any persons in the vicinity.”

**Section 2.** Section 3-14.13 entitled, “Exceptions”, is hereby amended at subsection a to read as follows:

“a. The use of chimes by churches.”

**Section 3.** This Ordinance repeals any inconsistent ordinance or ordinances or part or parts thereof.

**OPEN TO PUBLIC DISCUSSION THIS ORDINANCE ONLY**

Motion: Clayton            Second: Roma
Approved: Clayton – Feeney – Komsa – LaCrosse- Roma - Zakar

**NO QUESTIONS**

**CLOSE TO PUBLIC DISCUSSION THIS ORDINANCE ONLY**

Motion: Komsa            Second: LaCrosse
Approved: Clayton – Feeney – Komsa – LaCrosse- Roma - Zakar

RESOLUTION #2011- 293 RESOLVED to approve and adopt Ordinance #2011-09 as presented and held for public discussion.

Motion: Clayton            Second: Roma
Approved: Clayton – Feeney – Komsa – LaCrosse- Roma - Zakar
Borough of Beachwood
Environmental Commission
1600 Pinewald Rd.
Beachwood, NJ 08722

June 18, 2011

Beachwood Mayor and Council
1600 Pinewald Rd.
Beachwood, NJ 08722

Dear Mayor and Council,

During 2010, the Environmental Commission has worked to encourage residents to reduce our landfill fees and increase our recycling efforts through the following accomplishments. We toured the Northern Recycling Center and met with the County and Beachwood Public Works Recycling coordinators, to create the Single Stream Recycling letter, informing residents of the changes to the recycling program. We created the display for the lobby of the Municipal Complex and other display posters for use at Beachwood events and PTO school programs.

Working with the Public Works Department, we edited the Single Stream changes for the Beachwood Calendar, and incorporated tips for residents to conserve water usage in the Borough, and proper disposal of expired medicines.

When further changes were made to recycling laws, we published the flyer that was sent to all residents with their sewerage bills at the end of the year.

We worked with Clean Ocean Action, and Captained the April and October Beachsweeps of the Public Beach and recognized student volunteers who participated at a Borough Hall Council Meeting.

We sponsored the creation of a Model Rain Garden by Brandt Dillon, an Eagle Scout, at Toms River Intermediate South School and donated $100.00 toward the purchase of native species plants, an event that was reported in the Observer and Asbury Park Press.

We have created a “Friends of the Environmental Commission” volunteer base that can be called upon for Beachsweeps and community service projects.

We have been researching the Sustainable Jersey Program, which would help our municipality implement practices that lead to cost savings in energy, water and garbage bills, and access grants to fund these projects. We would like the Councils’ cooperation in registering for the program. Signing up for the program costs nothing and would provide us with guidance, training, and access to funding for a “greener” community.

Sincerely,

[Signature]
Jayne A. Moormann
Chairperson
Beachwood Environmental Commission
2. R. Rinderer Seeking refund of permit

RESOLVED by Mayor and Council to authorize the refund of rental inspection permit #R11-087 in the amount of $80 to Rudolph Rinderer, Jr. for property located at 900 Beach Ave.

Motion: Roma  
Second: Clayton

Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar
3. Stephanie Sardoni – Spray Ave – Requesting refund of Beach badge purchased (1) July 19, 2011 and 1 Decal ($15)

As per our phone conversation with Betty, I am requesting a refund for my parking decal and beach badge that I purchased so that I could bring my grandchildren swimming at the Beachwood Beach.

I purchased these from a woman officer who failed to inform me that the waters are filled with jelly fish and that this beach is “unswimmable.”
I brought my grandchildren there twice and several times they were stung and other times the bodies of the lifeguards had to fly to apply baking soda on them. They are 8 to 3 yrs. old.

I am very upset over this & would like a refund as this jelly fish problem should have been mentioned at the time of purchase. Had this been mentioned, I would never have brought my grandchildren there or purchased these.

Thank you & Sincerely,

Stephane Sardoni
698 Spray Ave
Beachwood, NJ 08722

732-349-8957

Some discussion - concern that this may establish a precedence. Review can be case by case.
RESOLVED by Mayor and Council to approve the Beach Badge and parking decal refund total of $15 to Stephanie Sardoni – 628 Spray Avenue Beachwood

APPROVED:

Motion: Clayton

Second: Roma

Approved: Clayton – Feeney – Komsa – Roma – Zakar

Opposed: LaCrosse

4) Brownie Troop #388 (Marianne Brown)

September 15, 2011

Borough of Beachwood
Clerk’s Office
1600 Pinewald Road
Beachwood, NJ 08722

To Whom It May Concern:

I respectfully request the use of the Beachwood Beach on Bayside Avenue on Saturday, October 1, 2011, between the hours of 5:30 pm and 9:30 pm.

My Brownie Troop #388 wishes to run an event that we are calling “S’Mores and Sing-A-Long.” At this event, we would like to have a controlled fire and sing campfire songs. We submitted our fire permit application several weeks ago.

We currently have 75 Girl Scouts that would like to attend this event from 9 Beachwood-based Girl Scout Troops. Of these 75 Girl Scouts, 68 live in Beachwood and 3 live in Bayville, and 4 live in Pine Beach.

Thank you for your consideration in this matter.

Sincerely,

Marianne Brown
Troop Leader, Brownie Troop #388
644 Cable Avenue
Beachwood, NJ 08722
732-341-7229

RESOLVED by Mayor and Council to approve the use of the Beach by Brownie Troop #388 for October 1, 2011 pending proper fire permits and proper clean up requirements.

Motion: Roma

Second: Clayton

Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar
<table>
<thead>
<tr>
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</tr>
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<tbody>
<tr>
<td><strong>Mayor Verga</strong></td>
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<tr>
<td><strong>Council President Roma</strong></td>
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<tr>
<td><strong>Councilwoman Clayton</strong></td>
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<td><strong>Councilman Roma</strong></td>
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<td><strong>Councilwoman Clayton</strong></td>
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<tr>
<td><strong>Councilman Zakar</strong></td>
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<tr>
<td><strong>Attorney William Hiering</strong></td>
</tr>
</tbody>
</table>
Engineer Oris

#2011-297  RESOLVED to approve the application for Bike Pat repaving through grant from Mizzen to Route 166 (Rt. 9)

Motion: Roma  Second: Clayton
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

Resolution

Motion: Roma  Second: Feeney
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

#2011-299  RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY
AUTHORIZING THE SUBMISSION OF THE FY 2012 NJDOT MUNICIPAL AID GRANT PROGRAM IN THE AMOUNT OF $188,571.25

WHEREAS, the Borough of Beachwood desires to apply for the FY 2012 NJDOT Municipal Aid Grant Program to supply funding in the amount of $188,571.25 for improvements along Barnegat Boulevard (Starboard Street to Beachwood Boulevard) and Brigantine Street (Route 166 to Compass Avenue) as set forth in the Borough's application forms; and

WHEREAS, the Borough will submit said application under number MA-2012-Beachwood Borough-00463;

WHEREAS, the Borough desires to submit said application in accordance with the requirements of the New Jersey Department of Transportation.

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. The Borough Council hereby authorizes submission of FY 2012 NJDOT Municipal Aid Grant Program application number MA-2012-Beachwood Borough-00463.
2. That upon the adoption of the within resolution the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Beachwood and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.
3. That upon the adoption of the within resolution, the Borough Clerk is authorized to forward a certified copy of it to the Borough CFO, Borough Engineer, the Borough Treasurer, and the NJDOT in accordance with their requirements.

Motion: Roma  Second: LaCrosse
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

Municipal Clerk  Thanked all who participated in the 911 Memorial.  Extended thanks to staff at WOBM and Mrs. Williams for their help in pulling program together.  Thanks to WOBM – Recreation and PBA for refreshments.
**OPEN TO PUBLIC DISCUSSION**

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<tr>
<td>Bruce Jones 1017 Seaman</td>
<td>Give accolades for Code Enforcement for good job over last year. Home next door has been problem for many years - &quot;hoarding&quot; - they fill house with trash and garbage - floor to ceiling. Smell affecting quality of life.</td>
<td>B. Jones</td>
<td>Raccoons now running around.</td>
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<tr>
<td>Councilman Roma</td>
<td>Understands summons issued - court ordered to address - and are due back in court next week.</td>
<td>Mr. Hiering</td>
<td>What is OC Bd. Health doing.</td>
</tr>
<tr>
<td>B. Jones</td>
<td>Sticking orange stickers - &quot;uninhabitable&quot;</td>
<td>Councilman Roma</td>
<td>Requested update from Code Enforcement Officer Knapp. Coming back to court on tuesday for an extension of time to clean up.</td>
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<tr>
<td>Councilman Feeney</td>
<td>Concerned that the court may give another extension. We need to do something here.</td>
<td>Mr. Hiering</td>
<td>Need to see what happens in court - then will monitor. We will check with county to see what they plan to do.</td>
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<td>Councilman LaCrosse</td>
<td>Legal process - how long can it take. Mr. Hiering will speak with County Counsel to determine what they plan to do and will advise Council accordingly.</td>
<td>Councilman Feeney</td>
<td>Legal process - how long can it take. Mr. Hiering will speak with County Counsel to determine what they plan to do and will advise Council accordingly.</td>
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<td>Hipple/First Aid</td>
<td>1085 calls ... No turn over. Fund raiser Friday night - Scoop Night.</td>
<td>R. DiBella – Halliard Ave.</td>
<td>Congratulated Police and Kevin Williams. WOBM doing candidates forum. Looking forward to hearing it - since Comcast no longer doing it. Drainage - started 10 years ago. LOSAP residents complaining about cost. With the amount of homes in Beachwood cost would be $15 per home. This is important and a small amount of money to provide for these volunteers.</td>
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<td>Councilman LaCrosse</td>
<td>Thinks it will be approved overwhelmingly by our residents. Pine Beach still working on it. Pine Beach residents make donation to First Aid.</td>
<td>R.DiBella</td>
<td>Commend Mr. LaCrosse on taking bull by horns on the storm drain issue. Utilize the Environmental Commission - this is it. Back in 2005 - Halliard Avenue drainage done - spoke about the pitch being off on the even side of street (ponding occurs in even a moderate storm) freezes in winter and breeds mosquitos in summer. Simple solution (french drain).</td>
</tr>
<tr>
<td>Councilman LaCrosse</td>
<td>Have Engineer look at area.</td>
<td>R. DiBella</td>
<td>Commended Special Officer Bruno for job well done in assisting his family. Very brave to do what she does. Hopes one day she will be taken on as regular Police Officer.</td>
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**CLOSE TO PUBLIC DISCUSSION**

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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 – Engineer -
   Personnel –

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

Motion: Roma  Second: Zakar
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

RE-OPEN

Motion: Roma  Second: Komsa
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

ACTION TAKEN AS A RESULT OF EXECUTIVE SESSION

RESOLUTION

#2011-300 Resolved by Mayor and Council to approve the agreement between the Borough of Beachwood and T & M Associates for Well #5 – Inspection, coordination and engineering not to exceed $15,000.00

Motion: Roma  Second: Feeney
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

#2011-301 Resolved by Mayor and Council to approve the agreement between the Borough of Beachwood and T & M Associates for Schedule “C” Oversite for Road Paving not to exceed $20,000.00

Motion: LaCrosse  Second: Feeney
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

#2011-302 Resolved by Mayor and Council to approve the agreement between the Borough of Beachwood and T & M Associates for Recreation Trails Grant Application not to exceed $2,000.00

Motion: Zakar  Second: Roma
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

September 21, 2011
#2011-303 Resolved by Mayor and Council to the contracting for Roofing of the Library to Genchi & Sons in the amount of $6,150.

Motion: Clayton
Approved: Clayton – Komsa – LaCrosse – Zakar
Abstain: Feeney – Roma

Second: Komsa

#2011-304 Resolved by Mayor and Council to the authorize the Beachwood Library to utilize the funds in our Escrow (County) in the amount of $5,000.

Motion: Clayton
Approved: Clayton – Komsa – LaCrosse – Zakar
Abstain: Feeney – Roma

Second: Komsa

#2011-305 Resolved to authorize Public Works to clean up the property located at 144 Forepeak Avenue and to implement the process for placing a lien on the property.

Motion: Zakar
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

Second: Roma

TO ADJOURN

Motion: LaCrosse
Approved: Clayton – Feeney – Komsa – LaCrosse – Roma – Zakar

Second: Roma

Prepared by: E.A. Mastropasqua

Attested to by: _______________________________
Bonnie M. Verga
Mayor

Elizabeth A. Mastropasqua
Municipal Clerk