

MAYOR & COUNCIL MEETING MINUTES
 DECEMBER 21, 2022
 BEACHWOOD MUNICIPAL COMPLEX
 1600 PINEWALD RD.
 7:00 PM

CALL TO ORDER

- Mayor Roma called the meeting to order

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

Also present were Michael McKenna, Esq. of Hering, Gannon & McKenna, and John LeCompte of Rerrington & Vernick Engineers

FLAG SALUTE led by Mayor Roma

Opening Statement and Remembrance Prayer read by Clerk 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 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 transmitted to the Asbury Park Press, the Star Ledger and to the Borough website on January 7, 2022. Read into record by the Municipal Clerk.

REMEMBRANCE PRAYER

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 service for our country, Iraq, 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.

CITIZEN OF THE YEAR

HOLIDAY HOUSE DECORATING CONTEST

Councilman Komsa distributed the certificates to the participants of the Holiday House Decorating Contest. The winners were The Data Family placing 1st; Randy Vogel placing 2nd and The Bankel Family placing 3rd. Many Honorable Mentions were also distributed. Councilman thanked Michele Rutkowski and the Recreation Commissioners for all their work. Mayor Roma congratulated all participants and thanked Councilman Komsa and the Recreation Commissioners for doing the contest year after year.



Holiday House Decorating Contestants
 Pictured with Mayor and Council

BILLS AND CLAIMS

RESOLUTION 2022-353

RESOLUTION AUTHORIZING THE APPROVAL OF BILLS AND CLAIMS FOR THE BOROUGH OF BEACHWOOD

WHEREAS, The Chief Financial Officer has certified and submitted a consolidated bill list for the payment of claims;
 and

WHEREAS, all vouchers listed herewith have been encumbered and sufficient funds are available for payment; and

WHEREAS, the required signatures of the Department Head and/or the Finance Chairperson, the Vendor, and the Chief Financial Officer, have all been obtained on each voucher on the attached list \$593,031.03.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of Beachwood Borough that the voucher list submitted is hereby approved for payment in the total amount of \$593,031.03.

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

1. Municipal Clerk Sue Minock
2. Chief Financial Officer Jeannine Jones

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

ACCEPTANCE OF MINUTES

RESOLUTION 2022-354

RESOLUTION OF THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY APPROVING THE BOROUGH COUNCIL REGULAR AND EXECUTIVE MEETING MINUTES

BE IT RESOLVED that the following minutes be hereby accepted approved and filed

MAYOR AND BOROUGH COUNCIL
 December 7, 2022-Regular and Executive Session Minutes

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

CONSENT RESOLUTIONS RESO 2022-355 TO 2022-365

**RESOLUTION #2022-355
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"

ADMINISTRATION

March 4-25, 2023
G Napolitano
Municipal Clerk Review
Online – Canvas
\$653.00/pp
Vehicle: No

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

1. Municipal Clerk Sue Minock
2. CFO Jeannine Jones

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

**RESOLUTION 2022-356
RESOLUTION OF THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN COUNTY, NEW JERSEY AUTHORIZING COMMUNITY
CENTER AND MAYO PARK RENTALS**

BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Beachwood to approved the following requests for the Community Center and Mayo Park

	<u>Community Center Rentals:</u>	<u>Fee</u>	<u>Deposit</u>
9-16-23	C Moore – Sweet 16	\$500.00	\$500.00
2-18-23	S Konkowski – Baby Shower	\$800.00	\$800.00
9-30-23	E Hankins – Family Reunion	\$500.00	\$500.00
5-19-23	T Nuara – Comedy Show (JF Party Dragon Charity)	\$500.00	\$500.00
8-26-23	T Nuara – Comedy Show (JF Party Dragon Charity)	\$500.00	\$500.00
	<u>Mayo Park Rentals:</u>	<u>Fee</u>	<u>Deposit</u>
1-29-23	J Joworski – 3 rd Birthday Party	\$200.00	\$100.00

6-1-23	Pine Beach Elementary – Picnic (No kitchen facility)	WAIVER	WAIVER
6-2-23	Pine Beach Elementary – Picnic (No kitchen facility)	WAIVER	WAIVER
6-5-23	Pine Beach Elementary – Picnic (No kitchen facility)	WAIVER	WAIVER
6-13-23	Pine Beach Elementary – Picnic (No kitchen facility)	WAIVER	WAIVER
6-14-23	Pine Beach Elementary – Picnic (No kitchen facility)	WAIVER	WAIVER
6-15-23	Pine Beach Elementary – Picnic (No kitchen facility)	WAIVER	WAIVER
1-8-23	K Seeds – 1 st Birthday Party	\$200.00	\$100.00

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby directed to provide copies to the following:

1. Municipal Clerk Sue Minock
2. CFO Jeannine Jones

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

RESOLUTION 2022-357

RESOLUTION AUTHORIZING THE BEACHWOOD POLICE DEPARTMENT'S REQUEST TO UTILIZE LEXIPOL, LLC WHICH ACQUIRED THE RODGERS GROUP, LLC, A SOLE SOURCE PROVIDER, FOR THE SERVICE AND MAINTENANCE OF THE BEACHWOOD POLICE DEPARTMENT ACCREDITATION POLICY AND FILES IN THE TOTAL ANNUAL AMOUNT OF \$8,702.00

WHEREAS, the Borough of Beachwood Police Department received approval via Resolution 2022-35 to utilize the Rodgers Group LLC, a sole source provider, for the service and maintenance of the Beachwood Police Department Accreditation Policy and Files, in the annual amount of 8,364.00 for a three-year accreditation cycle; and

WHEREAS, the Rodgers Group, LLC has been acquired by Lexipol, LLC to which Police Chief DeMarco wishes to continue the services being they are a Sole Source Provider of the program; and

WHEREAS, the cost for the continued State Accreditation Maintenance is \$8,702.00 of which a portion will be covered by the Ocean County Joint Insurance Fund grant in the amount of \$6,667.00; and

WHEREAS, the Governing Body desires for the Police Department to continue with the State Accreditation process utilizing Lexipol, LLC.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of Beachwood to authorize the use of Lexipol, LLC, a Sole Source Provider, for the service and maintenance of the Beachwood Police Departments Accreditation Policy and Files in the amount of \$8,702.00 annually with partial coverage from the Ocean County Joint Insurance Fund grant in the amount of \$6,667.00.

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

1. Susan A. Minock, Municipal Clerk
2. Jeannine M. Jones, CFO
3. Chief Glen DeMarco, Police

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
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Council President LaCrosse			X		
Councilman Cairns			X		
Councilwoman Clayton			X		
Councilman Feeney	X		X		
Councilman Komsa			X		
Councilman Zakar		X	X		

RESOLUTION 2022-358

RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AUTHORIZING A CREDIT FOR THE ONE MONTH DELAY OF BOAT SLIP RENTALS TO EACH 2022 RENTER

WHEREAS the Borough of Beachwood marina sustained serious damage from a storm at the end of 2021; and

WHEREAS, earlier in 2022, Albert Marine Construction was awarded contract for the dock reconstruction; and

WHEREAS, the construction completion allowed for boat slip rentals to commence on May 1, 2022 delaying the annual rental process by one (1) month; and

WHEREAS, the Governing Body desires to issue credits for a one (1) month amount of \$97.50 for large slips; \$86.25 for small slips and \$90.00 to the Beachwood Yacht Club rental in the form of a check to each 2022 boat slip renter as notated on the attached Schedule A.

NOW, THEREFORE BE IT RESOLVED to the Borough of Beachwood Mayor and Council authorize said credit for a one (1) month amount of \$97.50 for large slips; \$86.25 for small slips and \$90.00 to the Yacht Club rental in the form of a check to each 2022 boat slip renter as notated on the attached Schedule A.

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

1. Sue Minock, Municipal Clerk
2. Jeannine Jones, Chief Financial Officer

SCHEDULE A

Slip #	Renter	Address	Slip Size
2	Beachwood Yacht club	PO Box 167 Beachwood	Large
3			
4	Thomas Miller	948 Ship Ave. Beachwood	Large
5	Kevin Agaman	525 Ship Ave, Beachwood	Large
6	Anthony Gonsiewski	801 Halliard Ave. Beachwood	Large
7	Mark Pasco	153 Spar Ave. Beachwood	Large
8	Victoria McCabe	617 Leeward Ave Beachwood	Large
9	Michael Moskwa	1543 Mermaid Ave. Beachwood	Large
10	Michael Mattsson	508 Barnegat Blvd. Beachwood	Large
11	Catherine Rapp	735 Windward Ave. Beachwood	Large
12	Mark Anthony	719 Beacon Ave. Beachwood	Large
13	Neal Ream	400 Beacon Ave. Beachwood	Large
14	Joseph Huber	727 Forepeak Ave. Beachwood	Large
15	Gerald Gere	30 Spruce St. Beachwood	Large

16	John Botsolas	224 Capstan Ave. Beachwood	Large
17	William Bourke	9 Spring St. Beachwood	Large
18	Thomas Schroll	1037 Pinewald Rd. Beachwood	Large
19	Frederick Preyer	953 Mizzen Ave, Beachwood	Large
20	Anna Juliano	808 Mermaid Ave. Beachwood	Large
21	Kevin Kelly	211 Barnegat Blvd, Beachwood	Large
22	Catherine Armstrong	1201 Seaman Ave. Beachwood	Large
23	Marie Walizer	240 Seaman Ave. Beachwood	Large
24	Theodore Seicker	145 Pennant Ave. Beachwood	Large
25	Joseph Vallo	1300 Spray Ave. Beachwood	Small
26	Bradley Roleke	643 Capstan Ave. Beachwood	Small
27	Robert Ratcliff	233 Barnegat Blvd, Beachwood	Small
28	Elliott Wohl	725 Surf Ave. Beachwood	Small
29	Charles Rieder	416 Beacon Ave, Beachwood	Small
30	James Acquvella	1024 Longboat Ave. Beachwood	Small
31	Al Carrera	437 Neptune Ave. Beachwood	Small
32	Ronald Roma	1009 Leeward Ave. Beachwood	Small
33	Kenneth Walsh	744 Beach Ave. Beachwood	Small
34	Jim Musumeci	709 Ensign Ave. Beachwood	Small
35	Joseph Gugger	47 Nautilus St Beachwood	Small
36	Kyle Olszewski	346 Ocean Ave Beachwood	Small
37	Mathew Bertolini	1508 Neptune Ave Beachwood	Small
38	Pablo Velez	44 Birch St Beachwood	Small
Slip #	Renter	Address	Slip Size
39	William Jensch	327 Pacific Ave. Beachwood	Small
40	Jose Abreu	524 Surf Ave Beachwood NJ	Small
41	Eileen Ballance	1453 Mizzen Ave. Beachwood	Small
42	Eileen Platt	752 Halliard Ave Beachwood	Small
43	Amanda Hannaford	341 Clubhouse Rd. Beachwood	Small
44	Barbara Fahey	79 Nautilus St. Beachwood	Small
45	Joseph Latif	1044 Ensign Ave, Beachwood	Small
46	Katlyn McBride	128 Forepeak Ave. Beachwood	Small
47	Anthony Golia	1244 Neptune Ave Beachwood	Small
48	David Kerwan	1028 Neptune Ave Beachwood	Small
49	Marie Bantin	717 Barnegat Blvd., Beachwood	Small
50	Casey Sierchio	537 Forepeak Ave Beachwood	Small
51	Paul Allocco	19 Harpoon St Beachwood	Small
52	Sam Demchek	23 Pine St, Beachwood	Small
53	Kyle McClellan	45 Chestnut St, Beachwood	Small

54	Anthony Lorenzo	1200 Mizzen Ave Beachwood	Small
55	Terrence Cahill	7 Larboard St. Beachwood	Small
56	Justin Mollitor	529 Halliard Ave, Beachwood	Small
57	Susan Rodgers	644 Bayside Ave, Beachwood	Small
58	Reinhard Sperber	338 Ocean Ave. Beachwood	Small
59	Neil Lavender	259 Compass Ave Beachwood	Small
64	Zachary Schippe	327 Forepeak Ave Beachwood	Small
65	Luis Rosales	716 Mizzen Ave Beachwood	Small
66	Todd Pilla	921 Windward Ave Beachwood	Small
67	Victor Koenig	1009 Tiller Ave. Beachwood	Small
68	Laura Winton	1027 Mizzen Ave, Beachwood	Small
70	Dean Cristman	76 Locker St Beachwood	Small
71	Santo Lonigro	828 Anchor Ave Beachwood	Small
72	Shawn Pratt	437 Anchor Ave Beachwood	Small

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

RESOLUTION 2022-359

RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY DENYING REQUEST FOR WAIVER OF ROAD OPENING MORATORIUM PENALTY AS PER RECOMMENDATION OF THE BOROUGH ENGINEER

WHEREAS, the Borough of Beachwood has received a hardship request dated September 12, 2022 for the waiver of penalty for a street opening at 436 Barnegat Boulevard, Beachwood, New Jersey to switch from oil heating to gas heating during a 3-year moratorium; and

WHEREAS, pursuant to Beachwood Ordinance 14:1.3(a) and 14:1.3(b) as follows:

- a. No street opening permit shall be issued by the Borough Engineer's office to any person given notice under this section or their assignees or successors which would allow an excavation or opening in paved and improved street surface less than three years old unless the applicant can clearly demonstrate that public health or safety requires that the proposed work be permitted or unless an emergency condition exists.
- b. If by special action of the Borough Council a permit is approved to be issued by the Borough Engineer's office to open any paved or improved street surface less than three years old, a penalty charge shall be made for opening, except that the penalty fee shall be waived by the Borough Engineer in the event the work is of an emergency nature.

WHEREAS, the Borough Engineer recommends the denial of the waiver request for penalty in the amount of \$1,000.00 plus other fees for a street opening during a 3-year moratorium.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Beachwood, County of Ocean and State of New Jersey hereby denies the requested penalty waiver for 436 Barnegat Boulevard as recommended by the Borough Engineer.

BE IT FURTHER RESOLVED by the Borough Council of the Borough of Beachwood that upon the adoption of this resolution, the Borough Clerk is authorized to forward a certified copy of it to the Borough CFO, the Borough Engineer and applicant of 436 Barnegat Boulevard, Beachwood, New Jersey, 08722.

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

RESOLUTION 2022-360

RESOLUTION OF THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF A SCHEDULE "C" AGREEMENT WITH THE COUNTY OF OCEAN FOR 2023

WHEREAS, the Shared Services Act, N.J.S.A. 40A:65 et seq. authorized the Borough of Beachwood to enter into a contract for the provision of certain governmental services with the County of Ocean; and

WHEREAS, N.J.S.A. 40A:65 requires such a contract to be authorized by resolution or ordinance; and

WHEREAS, it is the desire of the Governing Body to authorize the execution of a contract with the County of Ocean for the provision of services, materials and equipment as set forth in Schedule "C" attached hereto in the amount of \$180,500.00.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Beachwood, County of Ocean, State of New Jersey, as follows:

1. That the Mayor and Municipal Clerk are hereby authorized to execute a Schedule "C" agreement with the County of Ocean in accordance with the provisions of the law to include \$174,000.00 for the Road Department, \$1,000.00 for the Engineering Department and \$2,000.00 for the Vehicle Services, \$2,500.00 for Tree Removal and \$1,000.00 for street sweeping for a total sum and not to exceed \$180,500.00. A copy of the said agreement is attached hereto and made part of hereof as Schedule "C".
2. This agreement is for the period of January 1, 2023 to December 31, 2023.
3. That a copy of this agreement referenced herein shall be kept on file and made available for public inspection in the Municipal Clerk's office during normal business hours.

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

RESOLUTION 2022-361

RESOLUTION OF THE BOROUGH OF BEACHWOOD COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING A REFUND OF REDEMPTION MONIES FROM LIEN #21-00001 TO LIEN HOLDER, FIG CUST FIGNJ19LLC & SEC PTY IN THE AMOUNT OF \$1,791.44 AND A PREMIUM OF \$1,700.00.

WHEREAS, at the Municipal Tax Sale held on December 10, 2021 a lien was sold on Block 1.07 Lot 1 also known as 82 Oak St. for 2020 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #21-00001 sold to FIG Cust FIGNJ19LLC & SEC PTY with a 0% interest rate and a premium of \$1,700.00;

WHEREAS, Nancy Lynn McColl effected redemption, for certificate #21-00001 in the amount of \$1,791.44.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, Evolve Bank & Trust for the redemption of certificate #21-00001 in the amount of \$3,491.44.

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

RESOLUTION 2022-362

RESOLUTION OF THE BOROUGH OF BEACHWOOD COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING A REFUND OF REDEMPTION MONIES FROM LIEN #21-00007 TO LIEN HOLDER, EVOLVE BANK & TRUST IN THE AMOUNT OF \$2,449.15 AND A PREMIUM OF \$2,100.00.

WHEREAS, at the Municipal Tax Sale held on December 10, 2021 a lien was sold on Block 1.46 Lot 4 also known as 317 Beachwood Blvd. for 2020 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #21-00007 sold to Evolve Bank & Trust with a 0% interest rate and a premium of \$2,100.00;

WHEREAS, Dawn & Dominick Delcioppo effected redemption for certificate #21-00007 in the amount of \$2,449.15.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, Evolve Bank & Trust for the redemption of certificate #21-00007 in the amount of \$4,549.15.

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Council President LaCrosse</i>			X			
<i>Councilman Cairns</i>			X			
<i>Councilwoman Clayton</i>			X			

<i>Councilman Feeney</i>	X		X			
<i>Councilman Komsa</i>			X			
<i>Councilman Zakar</i>		X	X			

RESOLUTION 2022-363

RESOLUTION OF THE BOROUGH OF BEACHWOOD COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING A REFUND OF REDEMPTION MONIES FROM LIEN #22-00008 TO LIEN HOLDER, N OR D REMICK TOD KYLE REMICK IN THE AMOUNT OF \$168.11 AND A PREMIUM OF \$3,600.00.

WHEREAS, at the Municipal Tax Sale held on December 9, 2022 a lien was sold on Block 2.28 Lot 6 also known as 244 Atlantic City Blvd. for 2021 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #22-00008 sold to N or D Remick TOD Kyle Remick with a 0% interest rate and a premium of \$3,600.00;

WHEREAS, Anand Chauhan effected redemption for certificate #22-00008 in the amount of \$168.11.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, Evolve Bank & Trust for the redemption of certificate #22-00008 in the amount of \$3,768.11.

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

RESOLUTION 2022-364

RESOLUTION OF THE BOROUGH OF BEACHWOOD COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING A REFUND OF REDEMPTION MONIES FROM LIEN #22-00011 TO LIEN HOLDER, EVOLVE BANK & TRUST IN THE AMOUNT OF \$548.48 AND A PREMIUM OF \$3,300.00.

WHEREAS, at the Municipal Tax Sale held on December 9, 2022 a lien was sold on Block 3.16 Lot 1 also known as 66 Birch St. for 2021 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #22-00011 sold to Evolve Bank & Trust with a 0% interest rate and a premium of \$3,300.00;

WHEREAS, Nicholas & Maria Bruno effected redemption for certificate #22-00011 in the amount of \$534.48.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, Evolve Bank & Trust for the redemption of certificate #22-00011 in the amount of \$3,848.48.

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

RESOLUTION 2022-365
RESOLUTION OF THE BOROUGH OF BEACHWOOD COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING A REFUND FOR 2022 PROPERTY TAXES ON BLOCK 4.11 LOT 13 TO ROBERT DONNELLY IN THE AMOUNT OF \$1,617.20.

WHEREAS, Robert Donnelly was granted 100% Disabled Veteran Status effective November 2022 and is due a refund for the 4th quarter property taxes for the property known as Block 4.11 Lot 13;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to authorize the refund to Robert Donnelly in the amount of \$1,617.20.

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

NON-CONSENT RESOLUTION(S)

- None

SECOND READING & PUBLIC HEARING OF ORDINANCE(S)

ORDINANCE 2022-07
AN ORDINANCE
AUTHORIZING AND ENCOURAGING
ELECTRIC VEHICLE

SUPPLY/SERVICE EQUIPMENT (EVSE) & MAKE-READY PARKING SPACES

[Note: Pursuant to P.L. 2021, c.171, all sections of this model ordinance become effective in each municipality upon its publication on the Department of Community Affairs' Internet website. Municipalities may make changes to the reasonable standards in the model ordinance as noted below through the normal ordinance amendment process. However, municipalities may not make changes to the legislatively mandated requirements in Sections C., D., and E. This Ordinance sets forth procedures for the installation of Electric Vehicle Supply/Service Equipment (EVSE) and Make-Ready parking spaces and establishes associated regulations and other standards within the Borough of Beachwood of Ocean County.

WHEREAS, supporting the transition to electric vehicles contributes to Borough of Beachwood's commitment to sustainability and is in the best interest of public welfare; and

WHEREAS, installation of EVSE and Make-Ready parking spaces encourages electric vehicle adoption; and

WHEREAS, the Borough of Beachwood encourages increased installation of EVSE and Make Ready parking spaces; and

WHEREAS, adoption of this ordinance supports the State of New Jersey's goals to reduce air pollutants and greenhouse gas emissions from the transportation sector as outlined and supported by various programs related to NJ's 2019 Energy Master Plan, Global Warming Response Act (P.L.2007, c.112 (C.26:2C-37 et al.)), and EV Law (P.L. 2019, c. 362); and

WHEREAS, P.L. 2021, c.171, which Governor Murphy signed into law on July 9, 2021, requires EVSE and Make-Ready parking spaces be designated as a permitted accessory use in all zoning or use districts and establishes associated installation and parking requirements; and

WHEREAS, adoption of this ordinance will support the Master Plan of Borough of Beachwood adopted in concurrence with P.L. 1975 c. 291, s. 1 eff. Aug. 1, 1976, and is consistent with goals of the Master Plan as well as the land use, circulation, and ***Environmental*** elements of the Master Plan; and

WHEREAS, the Borough of Beachwood encourages greater ownership and use of electric vehicles, thus the Borough of Beachwood is amending the Land Use Ordinance to establish standards and regulations for the safe and efficient installation of EVSE and Make-Ready parking spaces at appropriate locations.

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

FIRST: ELECTRIC VEHICLE SUPPLY/SERVICE EQUIPMENT

A. Purpose

The purpose of this ordinance is to promote and encourage the use of electric vehicles by requiring the safe and efficient installation of EVSE and Make-Ready parking spaces through municipal parking regulations and other standards. EVSE and Make-Ready parking spaces will support the State's transition to an electric transportation sector, reducing automobile air pollution, greenhouse gas emissions, and storm water runoff contaminants. The goals are to:

1. Provide adequate and convenient EVSE and Make-Ready parking spaces to serve the needs of the traveling public.
2. Provide opportunities for residents to have safe and efficient personal EVSE located at or near their place of residence.
3. Provide the opportunity for non-residential uses to supply EVSE to their customers and employees.
4. Create standard criteria to encourage and promote safe, efficient, and cost-effective electric vehicle charging opportunities in all zones and settings for convenience of service to those that use electric vehicles.

B. Definitions

Certificate of occupancy: The certificate provided for in N.J.A.C. 5:23-2, indicating that the construction authorized by the construction permit has been completed in accordance with the construction permit, the act and the regulations. See "State Uniform Construction Code Act," P.L.1975, c.217 (C.52:27D-119 et seq.) and regulations adopted pursuant thereto.

Charging Level: The amount of voltage provided to charge an electric vehicle varies depending on the type of EVSE as follows:

1. Level 1 operates on a fifteen (15) to twenty (20) amp breaker on a one hundred twenty (120) volt AC circuit.
2. Level 2 operates on a forty (40) to one hundred (100) amp breaker on a two hundred eight (208) or two hundred forty (240) volt AC circuit.
3. Direct-current fast charger (DCFC) operates on a sixty (60) amp or higher breaker on a four hundred eighty (480) volt or higher three phase circuit with special grounding equipment. DCFC stations can also be referred to as rapid charging stations that are typically characterized by industrial grade electrical outlets that allow for faster recharging of electric vehicles.

Electric vehicle: Any vehicle that is licensed and registered for operation on public and private highways, roads, and streets; and operates either partially or exclusively using an electric motor powered by an externally charged on-board battery.

Electric Vehicle Supply/Service Equipment or (EVSE): The equipment, including the cables, cords, conductors, connectors, couplers, enclosures, attachment plugs, power outlets, power electronics, transformer, switchgear,

switches and controls, network interfaces, point of sale equipment, and associated apparatus designed and used for the purpose of transferring energy from the electric supply system to a plug-in electric vehicle. "EVSE" may deliver either alternating current or, consistent with fast charging equipment standards, direct current electricity. "EVSE" is synonymous with "electric vehicle charging station."

Make-Ready Parking Space: means the pre-wiring of electrical infrastructure at a parking space, or set of parking spaces, to facilitate easy and cost-efficient future installation of Electric Vehicle Supply Equipment or Electric Vehicle Service Equipment, including, but not limited to, Level Two EVSE and direct current fast chargers. Make Ready includes expenses related to service panels, junction boxes, conduit, wiring, and other components necessary to make a particular location able to accommodate Electric Vehicle Supply Equipment or Electric Vehicle Service Equipment on a "plug and play" basis. "Make-Ready" is synonymous with the term "charger ready," as used in P.L.2019, c.362 (C.48:25-1 et al.).

Private EVSE: EVSE that has restricted access to specific users (e.g., single and two-family homes, executive parking fleet parking with no access to the general public).

Publicly-accessible EVSE: EVSE that is publicly available (e.g., park & ride, public parking lots and garages, on-street parking, shopping center parking, non-reserved parking in multi-family parking lots, etc.).

C. Approvals and Permits

{Note: Section C. of the model ordinance is mandatory and may not be altered.}

1. An application for development submitted solely for the installation of EVSE or Make-Ready parking spaces shall be considered a permitted accessory use and permitted accessory structure in all zoning or use districts and shall not require a variance pursuant to C.40:55D-70.
2. EVSE and Make-Ready Parking Spaces installed pursuant to Section D. below in development applications that are subject to site plan approval are considered a permitted accessory use as described in 1. above.
3. All EVSE and Make-Ready parking spaces shall be subject to applicable local and/or Department of Community Affairs permit and inspection requirements.
4. The *zoning officer* shall enforce all signage and installation requirements described in this ordinance. Failure to meet the requirements in this ordinance shall be subject to the same enforcement and penalty provisions as other violations of Borough of Beachwood's land use regulations.
5. An application for development for the installation of EVSE or Make-Ready spaces at an existing gasoline service station, an existing retail establishment, or any other existing building shall not be subject to site plan or other land use board review, shall not require variance relief pursuant to C.40:55D-1 et seq. or any other law, rule, or regulation, and shall be approved through the issuance of a zoning permit by the administrative officer, provided the application meets the following requirements:
 - a. the proposed installation does not violate bulk requirements applicable to the property or the conditions of the original final approval of the site plan or subsequent approvals for the existing gasoline service station, retail establishment, or other existing building;
 - b. all other conditions of prior approvals for the gasoline service station, the existing retail establishment, or any other existing building continue to be met; and

- c. the proposed installation complies with the construction codes adopted in or promulgated pursuant to the "State Uniform Construction Code Act," P.L.1975, c.217 (C.52:27D-1.19 et seq.), any safety standards concerning the installation, and any State rule or regulation concerning electric vehicle charging stations.
6. An application pursuant to Section 5. above shall be deemed complete if:
- a. the application, including the permit fee and all necessary documentation, is determined to be complete,
 - b. a notice of incompleteness is not provided within 20 days after the filing of the application, or
 - c. a one-time written correction notice is not issued by the *zoning officer* within 20 days after filing of the application detailing all deficiencies in the application and identifying any additional information explicitly necessary to complete a review of the permit application.
7. EVSE and Make-Ready parking spaces installed at a gasoline service station, an existing retail establishment, or any other existing building shall be subject to applicable local and/or Department of Community Affairs requirements.
8. A permitting application solely for the installation of electric vehicle supply equipment permitted as an accessory use shall not be subject to review based on parking requirements.

D. Requirements for New Installation of EVSE and Make-Ready Parking Spaces

{Note: Section D of the model ordinance is mandatory and may not be altered.}

1. As a condition of preliminary site plan approval, for each application involving a multiple dwelling with five or more units of dwelling space, which shall include a multiple dwelling that is held under a condominium or cooperative form of ownership, a mutual housing corporation, or a mixed-use development, the developer or owner, as applicable, shall:
- a. prepare as Make-Ready parking spaces at least 15 percent of the required off-street parking spaces, and install EVSE in at least one-third of the 15 percent of Make-Ready parking spaces;
 - b. within three years following the date of the issuance of the certificate of occupancy, install EVSE in an additional one-third of the original 15 percent of Make-Ready parking spaces; and
 - c. within six years following the date of the issuance of the certificate of occupancy, install EVSE in the final one-third of the original 15 percent of Make-Ready parking spaces.
 - d. Throughout the installation of EVSE in the Make-Ready parking spaces, at least five percent of the electric vehicle supply equipment shall be accessible for people with disabilities.
 - e. Nothing in this subsection shall be construed to restrict the ability to install electric vehicle supply equipment or Make-Ready parking spaces at a faster or more expansive rate than as required above.
2. As a condition of preliminary site plan approval, each application involving a parking lot or garage not covered in 1. above shall:
- a. Install at least one Make-Ready parking space if there will be 50 or fewer off-street parking spaces.
 - b. Install at least two Make-Ready parking spaces if there will be 51 to 75 off-street parking spaces.
 - c. Install at least three Make-Ready parking spaces if there will be 76 to 100 off-street parking spaces.
 - d. Install at least four Make-Ready parking spaces, at least one of which shall be accessible for people with disabilities, if there will be 101 to 150 off-street parking spaces.
 - e. Install at least four percent of the total parking spaces as Make-Ready parking spaces, at least five percent of which shall be accessible for people with disabilities, if there will be more than 150 off-street parking spaces.
 - f. In lieu of installing Make-Ready parking spaces, a parking lot or garage may install EVSE to satisfy the requirements of this subsection.
 - g. Nothing in this subsection shall be construed to restrict the ability to install electric vehicle supply equipment or Make-Ready parking spaces at a faster or more expansive rate than as required above.



- h. Notwithstanding the provisions of this Section, a retailer that provides 25 or fewer off-street parking spaces or the developer or owner of a single-family home shall not be required to provide or install any electric vehicle supply equipment or Make-Ready parking spaces.

E. Minimum Parking Requirements

1. All parking spaces with EVSE and Make-Ready equipment shall be included in the calculation of minimum required parking spaces, pursuant to Chapter 17-23.1 through Chapter 17-23.11 as the minimum required parking spaces vary by zone.
2. A parking space prepared with EVSE or Make-Ready equipment shall count as at least two parking spaces for the purpose of complying with a minimum parking space requirement. This shall result in a reduction of no more than 10 percent of the total required parking.
3. All parking space calculations for EVSE and Make-Ready equipment shall be rounded up to the next full parking space.
4. Additional installation of EVSE and Make-Ready parking spaces above what is required in Section D. above may be encouraged, but shall not be required in development projects.

F. Reasonable Standards for All New EVSE and Make-Ready Parking Spaces

1. Location and layout of EVSE and Make-Ready parking spaces is expected to vary based on the design and use of the primary parking area. It is expected flexibility will be required to provide the most convenient and functional service to users. Standards and criteria should be considered guidelines and flexibility should be allowed when alternatives can better achieve objectives for provision of this service.
2. Installation:
 - a. Installation of EVSE and Make-Ready parking spaces shall meet the electrical subcode of the Uniform Construction Code, N.J.A.C. 5:23-3.16.
 - b. Each EVSE or Make-Ready parking space that is not accessible for people with disabilities shall be not less than 9 feet wide or 18 feet in length. Exceptions may be made for existing parking spaces or parking spaces that were part of an application that received prior site plan approval.
 - c. To the extent practical, the location of accessible parking spaces for people with disabilities with EVSE and Make Ready equipment shall comply with the general accessibility requirements of the Uniform Construction Code, N.J.A.C. 5:23, and other applicable accessibility standards.
 - d. Each EVSE or Make-Ready parking space that is accessible for people with disabilities shall comply with the sizing of accessible parking space requirements in the Uniform Construction Code, N.J.A.C. 5:23, and other applicable accessibility standards.
3. EVSE Parking:
 - a. Publicly-accessible EVSE shall be reserved for parking and charging electric vehicles only. Electric vehicles shall be connected to the EVSE.
 - b. Electric vehicles may be parked in any parking space designated for parking, subject to the restrictions that would apply to any other vehicle that would park in that space.
 - c. Public Parking. Pursuant to NJSA 40:48-2, publicly-accessible EVSE parking spaces shall be monitored by the municipality's police department and enforced in the same manner as any other parking. It shall be a violation of this Section to park or stand a non-electric vehicle in such a space, or to park an electric vehicle in such a space when it is not connected to the EVSE. Any non-electric vehicle parked or standing in a EVSE parking space or any electric vehicle parked and not connected to the EVSE shall be subject to fine and/or impoundment of the offending vehicle as described in the general penalty provisions of this Municipal Code or Chapter 1-5. Signage indicating the penalties for violations shall comply with Section 5. below. Any vehicle parked in such a space

shall make the appropriate payment for the space and observe the time limit for the underlying parking area, if applicable.

{Note: Municipalities may establish alternative penalties than those listed above by ordinance.}

{Note: Municipality may put the locations of the publicly-accessible, municipally-owned EVSE parking spaces in this ordinance and the fees associated with charging/parking at those spaces. See Section 6. below for Usage Fees.}

d. Private Parking. The use of EVSE shall be monitored by the property owner or designee.

3. Safety

- a. Each publicly-accessible EVSE shall be located at a parking space that is designated for electric vehicles only and identified by green painted pavement and/or curb markings, a green painted charging pictograph symbol, and appropriate signage pursuant to Section 5. below.
- b. Where EVSE is installed, adequate site lighting and landscaping shall be provided in accordance with Borough of Beachwood's ordinances and regulations.
- c. Adequate EVSE protection such as concrete-filled steel bollards shall be used for publicly-accessible EVSE. Non-mountable curbing may be used in lieu of bollards if the EVSE is setback a minimum of 24 inches from the face of the curb. Any stand-alone EVSE bollards should be 3 to 4-feet high with concrete footings placed to protect the EVSE from accidental impact and to prevent damage from equipment used for snow removal.
- d. EVSE outlets and connector devices shall be no less than 36 inches and no higher than 48 inches from the ground or pavement surface where mounted, and shall contain a cord management system as described in e. below. Equipment mounted on pedestals, lighting posts, bollards, or other devices shall be designed and located as to not impede pedestrian travel, create trip hazards on sidewalks, or impede snow removal.
- e. Each EVSE shall incorporate a cord management system or method to minimize the potential for cable entanglement, user injury, or connector damage. Cords shall be retractable or have a place to hang the connector and cord a safe and sufficient distance above the ground or pavement surface. Any cords connecting the charger to a vehicle shall be configured so that they do not cross a driveway, sidewalk, or passenger unloading area.
- f. Where EVSE is provided within a pedestrian circulation area, such as a sidewalk or other accessible route to a building entrance, the EVSE shall be located so as not to interfere with accessibility requirements of the Uniform Construction Code, N.J.A.C. 5:23, and other applicable accessibility standards.
- g. Publicly-accessible EVSEs shall be maintained in all respects, including the functioning of the equipment. A 24-hour on-call contact shall be provided on the equipment for reporting problems with the equipment or access to it. To allow for maintenance and notification, Borough of Beachwood shall require the owners/designee of publicly-accessible EVSE to provide information on the EVSE's geographic location, date of installation, equipment type and model, and owner contact information.

5. Signs

- a. Publicly-accessible EVSE shall have posted regulatory signs, as identified in this section, allowing only charging electric vehicles to park in such spaces. For purposes of this section, "charging" means that an electric vehicle is parked at an EVSE and is connected to the EVSE. If time limits or vehicle removal provisions are to be enforced, regulatory signs including parking restrictions shall be installed immediately adjacent to, and visible from the EVSE. For private EVSE, installation of signs and sign text is at the discretion of the owner.
- b. All regulatory signs shall comply with visibility, legibility, size, shape, color, and reflectivity requirements contained within the Federal Manual on Uniform Traffic Control Devices as published by the Federal Highway Administration.

- c. Wayfinding or directional signs, if necessary, shall be permitted at appropriate decision points to effectively guide motorists to the EVSE parking space(s). Wayfinding or directional signage shall be placed in a manner that shall not interfere with any parking space, drive lane, or exit and shall comply with b. above.
- d. In addition to the signage described above, the following information shall be available on the EVSE or posted at or adjacent to all publicly-accessible EVSE parking spaces:
 - 1) Hour of operations and/or time limits if time limits or tow-away provisions are to be enforced by the municipality or owner/designee;
 - 2) Usage fees and parking fees, if applicable; and
 - 3) Contact information (telephone number) for reporting when the equipment is not operating or other problems.

6. Usage Fees

- a. For publicly-accessible municipal EVSE {Optional}: In addition to any parking fees, the fee to use parking spaces within the municipality identified as EVSE spaces shall be determined at time of construction for each hour that the electric vehicle is connected to the EVSE {or per kWh}.
- b. This fee may be amended by a resolution adopted by the governing body.
- c. Private EVSE: Nothing in this ordinance shall be deemed to preclude a private owner/designee of an EVSE from collecting a fee for the use of the EVSE, in accordance with applicable State and Federal regulations. Fees shall be available on the EVSE or posted at or adjacent to the EVSE parking space.

SECOND: SEVERABILITY

If any section, paragraph, clause, or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, clause or provision so adjudged and the remainder of the ordinance shall be deemed valid and effective.

THIRD: REPEAL OF PRIOR ORDINANCES

All ordinances or parts of ordinances inconsistent with or in conflict with this ordinance are hereby repealed to the extent of such inconsistency.

FOURTH: EFFECTIVE DATE

{Note: This section is only applicable if the municipality amends the ordinance to change the reasonable standards.}

This ordinance shall take effect after final passage and publication as provided by law.

Mayor opened the floor to public comment for Ordinance 2022-07

Opened Public Comment

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Council President LaCrosse		X	X			
Councilman Cairns			X			
Councilwoman Clayton			X			
Councilman Feeney	X		X			
Councilman Komsa			X			
Councilman Zakar			X			

Being no one came forth for public comment, Mayor entertained a motion to close.

Closed Public Comment

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

Council President LaCrosse inquired about the impact of this ordinance on Borough property. Mr. LaCompte replied it's a requirement of the State of New Jersey for businesses who want to install EV equipment and parking. Businesses will still need to get Land Use approval for any installations of equipment and the make-ready parking spaces.

Roll Call Adopting Ord 2022-07 on December 21, 2022

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

NOTICE

The Ordinance published herewith was introduced and passed upon first reading at a meeting of the Borough Council of the Borough of Beachwood, Ocean County, New Jersey held on the 7th day of December 2022. It was further considered for final passage by the Borough Council at a meeting held at the Beachwood Municipal Complex, 1600 Pinewald Avenue, Beachwood, New Jersey on the 21st day of December 2022 at 7:00 p.m. or at any time and place to which such meeting was adjourned. All persons interested were given the opportunity to be heard concerning such Ordinance. During the week prior to and including the date of such further consideration, copies of said ordinance were made available at the Clerk's Office in said Borough Hall to the members of the general public who requested the same.

FIRST READING OF ORDINANCE(S)

- None

CORRESPONDENCE

- None

MAYOR & COUNCIL REPORTS

Mayor Roma

-Wished all a Merry & Safe Christmas, Happy New Year and Happy Hannukah!

Council President LaCrosse

-Appreciated being the Council President this year.
 -The House Decorating was very nice.
 -Wished all a very Merry & Healthy Christmas!

Councilwoman Clayton

-2 items for Executive Session.
 -Wished everyone a Merry Christmas & Happy New Year!

Councilman Feeney

-Wished everyone a Merry Christmas & Happy New Year!

Councilman Zakar

- Congratulated the contest winners.
- 25% reduction in Workers Comp claims from last year. Thanked the Department Heads at the Quarterly Safety meeting.
- Wished everyone a Merry Christmas, Happy New Year and Happy Hannukah!

Councilman Komsa

- Thanked all the House Decorating participants.
- Wished everyone a Merry Christmas, Happy Hannukah and Happy Festivus!

Engineer John LeCompte

- No report.

Attorney Mike McKenna

- Wished everyone a Merry Christmas!

Municipal Clerk Sue Minock

- Wished everyone a Merry Christmas!

PUBLIC DISCUSSION

Mayor called for motion to open for public discussion.

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

Being no one came forth for public comment, Mayor called for motion.

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

EXECUTIVE SESSION

RESOLUTION 2022-366
 RESOLUTION OF THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN, STATE OF NEW
 JERSEY AUTHORIZING THE BOROUGH COUNCIL TO ENTER INTO 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:

The public shall be excluded from discussions of and action upon the hereinafter specified subject matter. It is anticipated that the subject matter discussed may be made public in 90 days.

1. Terms & Conditions – Community Center kitchen funding; 2023 Council Assignments
2. Contractual – Ensign Avenue paper street; County trust land
3. Personnel – Construction Assistant position; Employee Medical Bank

Adjourned to Executive Session at 7:15 pm

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

Reconvened to Public Session at 7:59 pm

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

ACTION TAKEN FROM EXECUTIVE SESSION

RESOLUTION 2022-367

RESOLUTION AUTHORIZING THE EMPLOYEE WELLNESS INCENTIVE PROGRAM TO REPLACE THE EMPLOYEE MEDICAL BANK

WHEREAS, it had been an item of the Teamsters Union Local 469 and PBA Local 253 collective bargaining and negotiation agreements for the Borough of Beachwood to provide an Employee Medical Bank in the amount of \$900.00 annually for each Borough employee; and

WHEREAS, pursuant to PL 2010, Chapter 2, local units who participate in the State of New Jersey Health and Benefits are not permitted to provide multiple forms of coverage such as the medical/health reimbursement; and

WHEREAS, in its place, the governing body desires to create an annual Employee Wellness Incentive program permitting the employees to engage in one of the several annual Wellness Programs offered by the Borough to receive as Wellness Incentive in the amount of \$900.00, subject to New Jersey State income tax, by providing proof of participation to the Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED the Council of the Borough of Beachwood, County of Ocean and State of New Jersey hereby authorize an annual Employee Wellness Incentive program permitting the employees to engage in one of the several annual Wellness Programs offered by the Borough to receive the Wellness Incentive in the amount of \$900.00, subject to New Jersey State income tax, by providing proof of participation to the Chief Financial Officer.

BE IT FURTHER RESOLVED that this Resolution hereby be utilized to amend the current and future Collective Bargaining Agreements between the Borough of Beachwood and the Beachwood-Pine Beach PBA Local 253 and the Teamsters Union Local 469.

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

1. Sue Minock, Municipal Clerk
2. Jeannine Jones, Chief Financial Officer
3. Beachwood-Pine Beach PBA Local 253 President
4. Teamsters Union Local 469 Representative

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

RESOLUTION 2022-368

RESOLUTION AUTHORIZING A TRANSFER FROM DEPARTMENT OF PUBLIC WORKS DEPARTMENT REPAIRER TO THE CONSTRUCTION OFFICE AS TECHNICAL ASSISTANT TO THE CONSTRUCTION OFFICIAL FOR CONNOR FEENEY

WHEREAS, Construction Office employee, Janet Johnson, resigned effective December 16, 2022 as the Technical Assistant to the Construction Official; and

WHEREAS, the position had been internally advertised to all employees interested to apply for said position; and

WHEREAS, DPW employee, Connor Feeney expressed interest to be transferred to fill the vacant position of the Technical Assistant to the Construction Official effective December 27, 2022 while maintaining his current salary of \$43,664.

NOW, THEREFORE, BE IT RESOLVED the Council of the Borough of Beachwood, County of Ocean and State of New Jersey authorize the transfer of DPW employee, Connor Feeney, to be transferred to fill the vacant position of the Technical Assistant to the Construction Official effective December 27, 2022 while maintaining his current salary of \$43,664

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

1. Sue Minock, Municipal Clerk
2. Jeannine Jones, Chief Financial Officer
3. Gabriel Silva, DPW Asst. Director

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

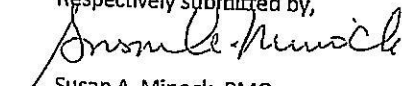
ADJOURNMENT

Mayor Roma called for motion to adjourn.

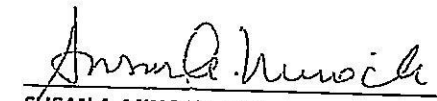
Adjourned at 8:00pm


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

Respectively submitted by,


Susan A. Minock, RMC
Municipal Clerk

ATTESTED BY:


SUSAN A. MINOCK, RMC
MUNICIPAL CLERK


RONALD F. ROMA, JR., MAYOR