

MEETING MINUTES
FEBRUARY 1, 2023
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 William J. Cairns	X			
Councilwoman Beverly Clayton	X			
Councilman Gregory Feeney	X			
Councilman Steven Komsa		X		
Councilman Gerald LaCrosse	X			
Councilman Edward Zakar	X			

Also present were Michael McKenna, Esq. of Hering, Gannon and McKenna; John LeCompte of Remington & Vernick Engineers and Fire Chief Roger Hull

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 9, 2023. 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.

BILLS AND CLAIMS

RESOLUTION 2023-50

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.

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 \$7,372,387.47 .

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, Chief Financial Officer

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

CONSENT RESOLUTIONS RESO 2023-51 TO 2023-66

**RESOLUTION 2023-51
RESOLUTION AUTHORIZING THE ACCEPTANCE OF COUNCIL MINUTES**

BE IT RESOLVED THAT THE FOLLOWING MINUTES BE AND ARE HEREBY ACCEPTED AND FILED:

MAYOR AND BOROUGH COUNCIL

January 18, 2023

- Regular Session Meeting
- Executive Session Meeting

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

**RESOLUTION #2023-52
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"

CLERK'S OFFICE

Feb 21, 2023
S Minock
Understanding of Title 4A – Civil Service
Lacey Municipal Bldg. – Forked River, NJ
\$125.00/pp (full day)
Vehicle: No

POLICE DEPT

Nov. 15, 16 & 17, 2023
Lt. D Altman
Level 2 Mid-level Essentials Managing from Between
Ocean Co Police Academy – Lakewood, NJ
\$450/pp
Vehicle: Yes

LAND USE BOARD

Feb 11, 2023
 Councilman S Komsa
 Mandatory Education for New LUB Members
 Zoom
 \$85.00/pp
 Vehicle: No

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, Chief Financial Officer

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

RESOLUTION 2023-53

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

WHEREAS, the Community Center and or Mayo Park was rented by the following members

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>
2-19-23	E Rojas – Birthday Party	\$500.00	\$500.00
5-7-23	M Lezama Calvario – Communion	\$500.00	\$500.00
7-8-23	M Petriello – Birthday Party	\$500.00	\$500.00
2-11-23	R Diaz – Birthday Party	\$500.00	\$500.00
5-5-23	L Bruno – Retirement Party	\$500.00	\$500.00
8-5-23	P Rice – Birthday Party	\$500.00	\$500.00
9-29-23	A Petrecca – Wedding	\$500.00	\$500.00
	<u>Mayo Park Rentals:</u>	<u>Fee</u>	<u>Deposit</u>
4-28-23	Environmental Shade Tree – Seedling Give Away	WAIVER	WAIVER
7-22-23	F Berlinski - Family Reunion	\$200.00	\$100.00
5-20-23	R Wichelns – Bridal Shower	\$300.00	\$200.00
4-30-23	A Rahn – Baptism Party	\$200.00	\$100.00
2-4-23	S Johnson – Birthday Party	\$300.00	\$200.00
6-8-23	Pine Beach Elementary Picnic *** RESCHEDULED DATE from 6/2/23 per Reso 2023-34***		

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

1. Susan A. Minock, Municipal Clerk
2. Jeannine M. Jones, Chief Financial Officer

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

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

RESOLUTION 2023-54

RESOLUTION OF THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING INTER-LOCAL SERVICE AGREEMENT WITH THE OCEAN COUNTY PROSECUTOR'S OFFICE FOR THE FY 2023 LOCAL ACCIDENT SUPPORT TEAM (F.A.S.T.)"

WHEREAS, the Police Department is recommending the Borough Council of the Borough of Beachwood approve the Shared Services Agreement between the Borough of Beachwood and County of Ocean Prosecutor's office for the "Fatal Accident Support Team (F.A.S.T.)"; and

WHEREAS, the Interlocal Services Agreement shall be retroactive from January 1, 2023 and shall continue in full force and effect until December 31, 2023.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Borough of Beachwood, that it does hereby authorize the Shared Services Agreement between the Borough of Beachwood and County of Ocean for the Fatal Accident Support Team (F.A.S.T.)"; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Mayor and Clerk are authorized to execute the agreement on behalf of the Borough of Beachwood.

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. Police Chief Glen DeMarco
4. Detective Robert Parlow, Office of the Prosecutor

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

RESOLUTION 2023-55

RESOLUTION OF THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE BOROUGH OF BEACHWOOD TO ACCEPT A GRANT FROM THE STATE OF NEW JERSEY, DEPARTMENT OF LAW AND PUBLIC SAFETY, OFFICE OF THE ATTORNEY GENERAL, IN THE AMOUNT OF \$32,400.0, UNDER THE FY2023 SAFE AND SECURE COMMUNITIES PROGRAM, SUBAWARD GRANT # 23-1504, AND AUTHORIZING THE MAYOR AND POLICE CHIEF, TO EXECUTE A SUBGRANT AWARD, AND ANY AND ALL DOCUMENTS IN CONNECTION WITH THIS GRANT

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

1. The Borough of Beachwood is authorized to accept a subaward grant from the State of New Jersey, Department of Law and Public Safety, Office of the Attorney General, in the amount of \$32,400.00 under the Safe and Secure Communities Program Grant No. 23-1504, with a Match – Fringe Benefits, for a total project cost of \$32,400.00
2. The Mayor and Police Chief are authorized to execute and the Municipal Clerk to attest to a Subgrant Award in connection with this grant.
3. The Borough of Beachwood is accepting this grant of funds for the purpose described in the application
4. Sub-Award Period: October 1, 2022 to September 30, 2023
5. A certified copy of this resolution will be provided by the Office of the Municipal Clerk to each of the following;
 - A. Chief Financial Officer Jeannine M. Jones
 - B. Police Chief, Glen DeMarco
 - C. State of New Jersey, Office of the Attorney General, Department of Law and Public Safety, P.O. Box 080, Trenton, NJ 08625-0080

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

**RESOLUTION 2023-56
RESOLUTION OF THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN COUNTY, STATE NEW
JERSEY AUTHORIZING THE HIRING OF JASON CHAIT AS A PROBATIONAL HEAVY DUTY TRUCK DRIVER
IN THE DEPARTMENT OF PUBLIC WORKS**

WHEREAS, in lieu of the vacancy from David Jannarone, the Department of Public Works is in need of a full-time Heavy Duty Truck Driver; and

WHEREAS, the Department of Public Works Assistant Director has interviewed and recommended Jason Chait who currently has a Class B Commercial Driver's License; and

WHEREAS, the Borough Council is in favor to hire Jason Chait as a probationary Heavy Duty Truck Driver for a salary of \$41,718.00 pending a successful Police background check and medical evaluation; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to hire Jason Chait as a probationary Heavy Duty Truck Driver for a salary of \$41,718.00 pending a successful Police background check and medical evaluation.

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

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

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

**RESOLUTION 2023-57
RESOLUTION OF THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN COUNTY, STATE NEW
JERSEY AUTHORIZING THE HIRING OF CODY STINE AS A PROBATIONAL LABORER
IN THE DEPARTMENT OF PUBLIC WORKS**

WHEREAS, in lieu of the vacancy from Connor Feeney, the Department of Public Works is in need of a full-time Laborer; and

WHEREAS, the Department of Public Works Assistant Director has interviewed and recommended Cody Stine for said position; and

WHEREAS, the Borough Council is in favor to hire Jason Chait as a probationary Laborer for a salary of \$39,226.00 pending a successful Police background check and medical evaluation; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to hire Cody Stine as a probationary Laborer for a salary of \$39,226.00 pending a successful Police background check and medical evaluation.

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

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

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

**RESOLUTION 2023-58
RESOLUTION OF THE BOROUGH OF BEACHWOOD COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING A REFUND OF
REDEMPTION MONIES FROM LIEN #22-00018 TO LIEN HOLDER, EVOLVE BANK & TRUST IN THE AMOUNT OF \$1,035.71 AND A
PREMIUM OF \$3,500.00**

WHEREAS, at the Municipal Tax Sale held on December 9, 2022 a lien was sold on Block 3.35 Lot 12 also known as 940 Ship Ave. for 2021 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #22-00018 sold to Evolve Bank & Trust with a 0% interest rate and a premium of \$3,500.00;

WHEREAS, Susan Reissner effected redemption for certificate #22-00018 in the amount of \$1,035.71.

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 #22-00018 in the amount of \$4,805.71.

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

RESOLUTION 2023-59

RESOLUTION OF THE BOROUGH OF BEACHWOOD COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING A REFUND OF REDEMPTION MONIES FROM LIEN #22-00022 TO LIEN HOLDER, EVOLVE BANK & TRUST IN THE AMOUNT OF \$7,401.02 AND A PREMIUM OF \$150,000.00

WHEREAS, at the Municipal Tax Sale held on December 9, 2022 a lien was sold on Block 4.54 Lot 1 also known as 91 Cedar St. for 2021 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #22-00022 sold to Evolve Bank & Trust with a 0% interest rate and a premium of \$150,000.00;

WHEREAS, Samantha Miller effected redemption for certificate #22-00022 in the amount of \$7,401.02.

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 #22-00022 in the amount of \$157,401.02.

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

RESOLUTION 2023-60

RESOLUTION OF THE BOROUGH OF BEACHWOOD COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING A REFUND OF REDEMPTION MONIES FROM LIEN #22-00026 TO LIEN HOLDER, N OR D REMICK TOD KYLE REMICK IN THE AMOUNT OF \$6,327.70 AND A PREMIUM OF \$32,100.00

WHEREAS, at the Municipal Tax Sale held on December 9, 2022 a lien was sold on Block 5.30 Lot 2 also known as 937 Leeward Ave. for 2021 delinquent municipal charges; and,

WHEREAS, this lien, known as Tax Sale Certificate #22-00026 sold to N or D Remick TOD Kyle Remick with a 0% interest rate and a premium of \$32,100.00;

WHEREAS, Miriam Wolkofsky effected redemption for certificate #22-00026 in the amount of \$6,327.70.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Beachwood, in the County of Ocean, State of New Jersey to refund lien holder, Evolve Bank & Trust for the redemption of certificate #22-00026 in the amount of \$38,427.70.

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

RESOLUTION 2023-61

RESOLUTION OF THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE RETURN OF UNUSED LAND USE BOARD ESCROW FUNDS TO BRITTON

MATTER REFUND Britton
753 Cranberry Road
Beachwood, NJ 08722

BLOCK 5.09

LOT(S) 1.01

PROJECT ADDRESS 753 Cranberry Road

WHEREAS, the above named applicant requested the return of any unused Land Use Board escrow funds previously posted pursuant to the provisions of the Municipal Land Use Law (40:55D-53.2) and Borough Ordinances, Escrow Fees for professional services to assure proper reviews; and

WHEREAS, the reviews have been completed and the applicant requested a return of their unused escrow; and

WHEREAS, the Land Use Board Office recommends the return of the unused Escrow fees in the amount of \$92.83.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Beachwood authorizes:

1. That the Borough Finance Office is hereby authorized to return to the applicant the unused escrow funds in the amount of \$92.83, plus interest if any, from the applicant's Escrow Account.
2. A certified copy of this resolution shall be provided by the Municipal Clerk to each of the following:
 - Jeannine M. Jones, CFO
 - Gabrielle Napolitano, Board Secretary
 - Board Applicant

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

RESOLUTION 2023-62

RESOLUTION OF THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE RETURN OF UNUSED LAND USE BOARD ESCROW FUNDS TO JOHANNA HOYEK

WHEREAS, the above named applicant requested the return of any unused Land Use Board escrow funds previously posted pursuant to the provisions of the Municipal Land Use Law (40:55D-53.2) and Borough Ordinances, Escrow Fees for professional services to assure proper reviews; and

WHEREAS, the reviews have been completed and the applicant requested a return of their unused escrow; and

WHEREAS, the Land Use Board Office recommends the return of the unused Escrow Fees in the amount of \$7.08

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Beachwood authorizes:

- a. That the Borough Finance Office is hereby authorized to return to the applicant the unused escrow funds in the amount of \$7.08, plus interest if any, from the applicant's Escrow Account.
- b. A certified copy of this resolution shall be provided by the Municipal Clerk to each of the following:
 - Jeannine M. Jones, CFO
 - Gabrielle Napolitano, Board Secretary
 - Board Applicant

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

RESOLUTION 2023-64

RESOLUTION OF THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE RETURN OF UNUSED LAND USE BOARD ESCROW FUNDS TO RUSSO SCHOLER.

MATTER REFUND	Russo Scholer
	833 Ocean Avenue
	Beachwood, NJ 08722
BLOCK	10.25
LOT(S)	3
PROJECT ADDRESS	833 Ocean Avenue

WHEREAS, the above named applicant requested the return of any unused Land Use Board escrow funds previously posted pursuant to the provisions of the Municipal Land Use Law (40:55D-53.2) and Borough Ordinances, Escrow Fees for professional services to assure proper reviews; and

WHEREAS, the reviews have been completed and the applicant requested a return of their unused escrow; and

WHEREAS, the Land Use Board Office recommends the return of the unused Escrow Fees in the amount of \$726.44

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Beachwood authorizes:

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

RESOLUTION 2023-66

RESOLUTION OF THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE RETURN OF UNUSED LAND USE BOARD ESCROW FUNDS TO ZIETEK WOODTECH LLC

MATTER REFUND	Zietek Woodtech LLC
	34 2nd Street
	Manchester, NJ 08759
BLOCK	3.10
LOT(S)	1
PROJECT ADDRESS	741 Leeward Avenue & 751 Leeward Avenue (minor subdivision)

WHEREAS, the above named applicant requested the return of any unused Land Use Board escrow funds previously posted pursuant to the provisions of the Municipal Land Use Law (40:55D-53.2) and Borough Ordinances, Escrow Fees for professional services to assure proper reviews; and

WHEREAS, the reviews have been completed and the applicant requested a return of their unused escrow; and

WHEREAS, the Land Use Board Office recommends the return of the unused Escrow Fees in the amount of \$200.46

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Beachwood authorizes:

3. That the Borough Finance Office is hereby authorized to return to the applicant the unused escrow funds in the amount of \$200.46, plus interest if any, from the applicant's Escrow Account
4. A certified copy of this resolution shall be provided by the Municipal Clerk to each of the following:
 - Jeannine M. Jones, CFO
 - Gabrielle Napolitano, Board Secretary
 - Board Applicant

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

SECOND READING FOR ORDINANCE 2023-01 READ BY TITLE ONLY Read by Municipal Clerk

ORDINANCE 2023-01

ORDINANCE OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AMENDING CHAPTER 333 ENTITLED "TOWING SERVICES AND WRECKERS" TO AMEND SUBSECTION 3-12.13 (RATES AND CHARGES)

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 3-12 of the Code of the Borough of Beachwood is hereby amended and Section 3-12.13 is hereby supplemented
§ 3-12.13 Rates and Charges.

[Ord. #2001-24, § 1; Ord. #2005-06, §§ 1, 2]

The following rates and charges shall be in effect until otherwise amended by the governing body:

Class I — Standard towing or flatbed service of a motor vehicle up to 10,000 lbs. ~~\$90.00~~ \$135.00

Class II — vehicles between 10,001 to 15,000 lbs.

Standard ~~\$80.00~~ \$125.00

Flatbed Service ~~\$100.00~~ \$150.00

Class III — vehicles weighing 15,001 lbs. and over

Standard ~~\$150.00~~ \$200.00

Off-road recovery/winch (to be billed in 30-minute increments) ~~\$60.00~~ \$75.00

Storage Rate (if required) ~~\$35.00~~ \$50.00 per day or a portion thereof

Administrative Fee for Borough Police Department \$50.00

Miscellaneous:

- a. Towing operators shall only be compensated for flatbed service if the same is approved by the police officer at the location of the tow.
- b. If the owner of the vehicle arrives at the scene subsequent to the tow operator's being called and arriving at the scene and beginning to prepare for the tow, then if the owner satisfies the obligation to the tower, the vehicle may be released to the owner. However, if there is no such satisfaction, then the towing operator may complete the tow to the impound facility.
- c. There shall be no fee charged to the Borough of Beachwood for the towing of any Borough police vehicle, nor any charge for tire repairs to any police vehicle belonging to the Borough of Beachwood within a reasonable distance from the Borough of Beachwood. Said reasonable distance shall be established as within Ocean County.
- d. There is hereby established a fee of \$20 for waiting time to be charged in 30 minute increments.

SECTION 2. This Ordinance repeals any inconsistent ordinance or ordinances or part or parts thereof.

SECTION 3. If any section, subsection, paragraph, sentence, clause, or phrase of this Ordinance shall be declared invalid for any reason whatsoever, such a decision shall not affect the remaining portions of the Ordinance, which shall remain in full force and effect, and for this purpose the provisions of this Ordinance are hereby declared to be severable.

SECTION 4.

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

Mayor Roma called for motion to open the floor for public comment for said ordinance only.

OPENED PUBLIC COMMENT

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

Roger Hull, Fire Chief & Resident approached the dais requesting the fee schedule for towing services. Clerk Minock responded that she will email a copy to him.

Being no one else came forth, Mayor Roma called for motion to close public comment.

CLOSED PUBLIC COMMENT

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

The Municipal Clerk called for motion to adopt Ordinance 2023-01

Roll Call Adopting Ord 2023-01 on February 1, 2023

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

MAYOR & COUNCIL REPORTS

Mayor Roma

- Thanked Council President Cairns for stepping in while Mayor was on vacation for the last meeting.
- Announced the Department of Public Works is seeking employees; Police Department is seeking Lifeguards.

Council President Cairns

- January Building permits: 33 new and 7 updated.

Councilman LaCrosse

- Attended the 1st Recreation Commission of the year where discussion of upcoming projects; increasing the number of Movies in the Park and mentioned the possibility of a Summer Rec Program. Mayor indicated they will need to provide the numbers and other pertinent information.

Councilwoman Clayton

-The July 4th fireworks fundraising is underway.

Councilman Zakar

-One Worker's Comp claim this year
-Happy Valentine's Day!

Councilman Feeney

-Thanked Council for the Citizen of the Year at the last meeting. Councilman spoke to Brian & Kristy Dowd who were very thankful to be recognized. They organize an annual Thanksgiving Food Drive and started a Christmas Drive recently.

Fire Chief Roger Hull

-Mentioned the fire on New Year's Eve; residents had no smoke detectors. The dog woke them up. Smoke Detectors are available at the Fire House for those in need.
-One of the firefighters was injured last week.

Engineer John LeCompte

-No report.

Attorney Mike McKenna

-No report.

Municipal Clerk Sue Minock

-No report

Mayor called for motion to open the floor to public comment.

PUBLIC COMMENT

OPENED PUBLIC COMMENT

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

Being no one came forth, Municipal Clerk Minock called for motion to close Public Comment

CLOSED PUBLIC COMMENT

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

EXECUTIVE SESSION

RESOLUTION 2023-67
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. Contractual – 2023 Fireworks; Teamsters Contract items/ November Community Center Rental; Community Center rental deposit waiver; Dish Wireless AMP Monopole agreement
2. Terms & Conditions – Ordinance update per PL 2021, c444; Pinelands Stormwater Ordinance; Vacation rentals; Barber Shop licensing
3. Personnel – Increase of hours for Land Use/Zoning Secretary; Resale & Rental Inspection backup
4. Litigation – Update to Land Use application

Adjourned to Executive Session at 7:17 pm

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

RE-OPEN PUBLIC SESSION

Re-Opened to Public Session at 8:37pm

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

ACTION TAKEN FROM EXECUTIVE SESSION

RESOLUTION 2023-68

RESOLUTION AUTHORIZING WILLIAM HOPSON & DOMINICK ROSELLI TO TEMPORARILY PERFORM THE RESALE INSPECTIONS IN THE ABSENCE OF MICHAEL RUVO FOR THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY

BE IT RESOLVED the Borough Mayor and Council of the Borough of Beachwood, County of Ocean and State of New Jersey hereby authorize William Hopson & Dominick Roselli to be paid an hourly rate of \$25.00 for performing the Resale Inspections in the absence of Michael Ruvo.

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, Chief Financial Officer
3. Dominick Roselli, Fire Prevention Official

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

RESOLUTION 2023-69

RESOLUTION AUTHORIZING TEMPORARY SUBSTITUTE TO PERFORM THE RESALE & RENTAL INSPECTIONS IN THE ABSENCE OF THE HOUSING INSPECTOR FOR THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY

BE IT RESOLVED the Borough Mayor and Council of the Borough of Beachwood, County of Ocean and State of New Jersey hereby authorize a temporary substitute to perform the Resale & Rental Inspections in the absence of the Housing Inspector for an hourly rate of \$25.00.

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, Chief Financial Officer

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

RESOLUTION 2023-70

RESOLUTION OF THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN COUNTY, NEW JERSEY AUTHORIZING COMMUNITY CENTER RENTALS

WHEREAS, the Toms River High School South Indian Band Wagon requested a deposit waiver for rental of the Beachwood Community Center on May 18, 2023; and

WHEREAS, after discussion of the Governing Body members to not set precedence, it has been resolved to deny said waiver request.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Beachwood hereby deny the Community Center deposit waiver request from the Toms River South Indian Band Wagon.

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

1. Susan A. Minock, Municipal Clerk
2. Jeannine M. Jones, Chief Financial Officer
3. Toms River South Indian Band Wagon

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

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

RESOLUTION 2023-71

RESOLUTION OF THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN COUNTY, NEW JERSEY AUTHORIZING DENIAL OF DEPOSIT REFUND FOR THE RENTAL OF THE COMMUNITY CENTER ON NOVEMBER 4, 2022

WHEREAS, the Community Center was rented by Felipe Ramirez-Varela on November 4, 2022 for a birthday party; and

WHEREAS, the morning after inspection of the center failed to meet the contractual obligations for cleanup as stated on the attached rental application; and

WHEREAS, the Community Center failed inspection for the following reasons:

- Beer/soda cans left in main lobby
- Carpet contained beer/soda, cake icing stains
- Duct tape on walls and broken outlet
- Kitchen carpet stained with cake icing; garbage cans full of garbage; tables left out.
- Freezer chest had beer/soda cans which exploded upon removal of Borough employee.
- Multiple amounts of garbage, beer/soda cans, paper plates, etc. scattered along lawn, parking lot, stairs, ramp and bushes.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Beachwood hereby deny the refund of the \$800.00 Community Center deposit to Mr. Felipe Ramirez-Varela.

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

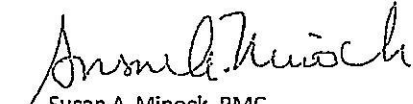
1. Susan A. Minock, Municipal Clerk
2. Jeannine M. Jones, Chief Financial Officer
3. Felipe Ramirez-Varela, Rental applicant

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

ADJOURNMENT at 8:39 pm

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

Respectively submitted by,


Susan A. Minock, RMC
Municipal Clerk

Attested by:


Susan A. Minock, RMC-Municipal Clerk


Ronald F. Roma, Jr., Mayor