

**MEETING MINUTES  
FEBRUARY 16, 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 / tard /
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 and McKenna; Jim Oris of Remington & Vernick Engineers and Police Chief Glen DeMarco

**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**

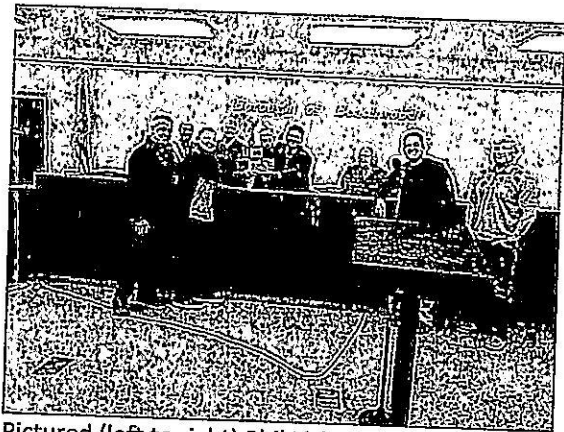
While we pray for the safe return of our serving men and women, we must remember that servicemen and women from New Jersey have been killed in service for our country, Iraq, Afghanistan and around the world

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. Read into record by the Municipal Clerk.

**OCMA GOLF OUTING TROPHY PRESENTATION TO THE BOROUGH**

PBA President, Andrew Altman, presented their winning PBA Golf Outing Trophy to the Borough along with Ptl. Sean Langan, Paul Gluck, Principal of Toms River Regional High School, and Phil Fisher, retired Beachwood teacher, who achieved a total score of 1700. The Annual Golf outing is presented by the Ocean County Mayors Association. Mayor Roma indicated that he, Councilmen Cairns and LaCrosse play every year but have never won. The OCMA Golf Outing has raised over \$2 million over the past 25 years for Ocean County Students in the High Schools and Vocational Schools.



Pictured (left to right) Phil Fisher, PBA Pres. Altman, Paul Gluck and Ptl. Langan with Mayor and Council.

### PUBLIC HEARING LIQUOR LICENSE TRANSFER

Applicant Scarlett Dell addressed Mayor and Council and the public in regard to her new business, Boro Hospitality, LLC, to be located at 400 Atlantic City Blvd.; which will have a bar and package goods along with serving pizza. This is a person to person transfer from Beachwood Pub, LLC to Boro Hospitality, LLC and a place to place transfer from 244 Atlantic City Blvd. to 400 Atlantic City Blvd. There have been no written objections to the application and it was published according the State of New Jersey requirements.

Mayor called for motion to open the floor to public hearing for the Liquor License person to person and place to place transfers. Councilman Cairns motioned; seconded by Councilwoman Clayton. All in Favor.

Elizabeth Samino of Toms River asked what is a liquor license transfer. Attorney McKenna gave summary of why it's needed.

Being no further public came forth, Councilman Cairns motioned to close the public hearing; seconded by Councilman Zakar. All in Favor.

Mayor asked for motion to approve said application Resolution.

#### RESOLUTION 2022-76a

#### RESOLUTION AUTHORIZING A PERSON TO PERSON AND PLACE TO PLACE TRANSFER OF PLENARY RETAIL CONSUMPTION LIQUOR LICENSE 1504-33-003-006 FROM THE PUB AT BEACHWOOD, LLC TO BORO HOSPITALITY, LLC

WHEREAS, an application has been made to the Mayor and Council of the Borough of Beachwood for a person to person transfer (Pub at Beachwood, LLC to Borough Hospitality, LLC) and a place to place transfer (244 Atlantic City Boulevard to 400 Atlantic City Boulevard) of Plenary Retail Consumption Liquor License 1504-33-003-006;

WHEREAS, said application is accompanied with the appropriate fees; and

WHEREAS, the applicant has provided the required notice of the application;

WHEREAS, the application has been reviewed by the Borough Clerk, the Police Department and the Borough Attorney and found to be complete and acceptable and;

WHEREAS, the State of New Jersey, Division of Taxation, has issued a Certificate of Authority to Boro Hospitality, c/o the owner, Scarlett Dell, 707 Monument Road, Pine Beach, NJ 08741, effective December 1, 2021; and

WHEREAS, the Borough has been provided with written proof that Donna J. Solana, the owner of the Pub at Beachwood, LLC has, pursuant to an Asset Purchase Agreement, consented to the transfer of the license; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, and regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Beachwood, County of Ocean, State of New Jersey, that the application for the person to person transfer (Pub at Beachwood, LLC to Boro Hospitality, LLC) and a place to place transfer (244 Atlantic City Boulevard to 400 Atlantic City Boulevard) of Plenary Retail Consumption Liquor License 1504-33-003-006, for a license period beginning July 2021 and running through June 2022, is hereby approved.

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

- State Division of Alcoholic Beverage Control
- The applicant, Boro Hospitality, LLC
- Chief Glen DeMarco
- Michael J. McKenna, Esq., Borough Attorney

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

**BILLS AND CLAIMS**

**RESOLUTION #2022-77**

**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 \$233,908.97.

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

1. Municipal Clerk
2. Chief Financial Officer
3. Elizabeth Sarantinoudis, Treasurer

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

CONSENT RESOLUTIONS RESO 2022-78 TO 2022-84a

RESOLUTION 2022-78  
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

February 2, 2022

- Regular Session Meeting
- Executive Session Meeting

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			

RESOLUTION #2022-79  
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"

DPW

June 1-3, 2022  
M Hayes  
OSHA 3015 Excavation, Trenching & Soil Mechanics  
Hybrid: In-person & Virtual  
\$675.00/pp  
Vehicle: Yes

FIRE DEPARTMENT

Apr 30, 2022  
J Benavente  
Effectively Leading Change in an Organization  
Ocean Co. Fire Academy  
\$0.00/pp  
Vehicle: No

Apr 30, 2022  
G Fanelli  
Art of Reading Smoke  
Ocean Co. Fire Academy  
\$0.00  
Vehicle: No

Apr 16, 2022  
G Fanelli  
Drill Ground Instructor  
Ocean Co. Fire Academy  
\$0.00  
Vehicle: No

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

1. Municipal Clerk
2. Chief Financial Officer
3. Elizabeth Sarantinoudis, Treasurer
4. Roger Hull, Fire Chief
5. Gabriel Silva, DPW Director

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

**RESOLUTION 2022-80**

**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>\$Fee</u>	<u>\$Deposit</u>
<u>Community Center Rentals:</u>			
5-29-22	N Marrano – 50 <sup>th</sup> Birthday Party		\$500.00
5-1-22	C Parker - Birthday Party		\$500.00
10-1-22	J Gaskill – Engagement Party	\$500.00	\$500.00
7-17-22	J Moise – Baptism	\$500.00	\$500.00
8-14-22	J Brooks – Bridal Shower	\$500.00	\$500.00
<u>Date Changes due to Snow Storm</u>			
2-11-22	K Dickinson – Date Change Engagement Party	\$500.00	\$500.00 *Reso 2021-334
2-27-22	S Brennan – 1 <sup>st</sup> Birthday Party	\$500.00	\$500.00 *Reso 2021-253
<u>Mayo Park Rentals:</u>			
3-26-22	C Reinicke – Birthday Party	\$200.00	\$100.00
3-13-22	M Huegal, Sr. – Birthday Party	\$200.00	\$100.00
5-1-22	E Baird – Baby Shower	\$200.00	\$100.00
4-3-22	E Kelleher – Birthday Party	\$200.00	\$100.00
10-8-22	D Dias – Sweet 16 Party	\$200.00	\$100.00
4-24-22	J Mergogey – Bridal Shower	\$200.00	\$100.00
3-30-22	M Stelevich – Gender Reveal	\$300.00	\$200.00
4-23-22	A Fiore – 1 <sup>st</sup> Birthday Party	\$300.00	\$200.00
<u>Date Change</u>			
7-23-22	C King – Birthday Party	\$200.00	\$100.00 *Reso 2021-334

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

1. Municipal Clerk
2. Treasurer

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

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

**RESOLUTION 2022-81**

**RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AUTHORIZING A REFUND OF THE JANUARY 30, 2022 MAYO PARK RENTAL FEE AND DEPOSIT FEE IN THE TOTAL AMOUNT OF \$300.00**

WHEREAS the following refund(s) as shown:

- Mayo Park Rental Refund of \$200.00 rental fee and \$100.00 deposit fee due to the Snow Storm State of Emergency for the birthday party of Beth Huntley on January 30, 2022.

NOW, THEREFORE BE IT RESOLVED to the Borough of Beachwood Mayor and Council authorize said refund in the total amount of \$300.00 due to the Snow Storm State of Emergency during a rental of the Community Center of the Borough of Beachwood held on July 13, 2022 by Beth Huntley .

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

1. Municipal Clerk
2. Chief Financial Officer
3. Elizabeth Sarantinoudis, Treasurer

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			

**RESOLUTION 2022-82**

**RESOLUTION OF THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY APPROVING THE TEMPORARY BUDGET**

WHEREAS, N.J.S. 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2022 budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the Borough Council has not yet adopted the 2022 Budget; and

WHEREAS, the total emergency temporary resolutions adopted in the 2022 Budget Provisions of Chapter 96. P.L. 1951(N.J.S. 40A:4-20) including this resolution total the Sum of \$43,000.00.

NOW, THEREFORE, BE IT RESOLVED that the following appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his record.:

**CURRENT FUND TEMPORARY APPROPRIATIONS - 2022**

	S & W	O.E	TOTAL
Mayor and Council		500.00	500.00
Municipal Clerk		1,000.00	1,000.00
Financial Administration	15,000.00		15,000.00
Tax Collection		1,000.00	1,000.00
Engineer		6,000.00	6,000.00
Code Enforcement		3,000.00	3,000.00
Police Crossing Guards	10,000.00		10,000.00
Police		5,000.00	5,000.00
Emergency Management	500.00		500.00
Public Works		1,000.00	1,000.00
<b>GRAND TOTAL</b>	<b>25,500.00</b>	<b>17,500.00</b>	<b>43,000.00</b>

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			

**RESOLUTION 2022-83**

**RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AWARDING LAWN CARE AGREEMENTS TO PRISTINE LAWN FOR A ONE (1) YEAR GRASS CUTTING AGREEMENT AT A TOTAL QUOTE AMOUNT OF \$17,168.00; FOR-SHORE WEED CONTROL FOR A ONE (1) YEAR LAWN FERTILIZATION AGREEMENT AT A TOTAL AMOUNT OF \$6,445.00; AND FOR-SHORE WEED CONTROL FOR A ONE (1) YEAR WEED CONTROL AGREEMENT AT A TOTAL AMOUNT OF \$8,508.00**

WHEREAS, the Borough of Beachwood Department of Public Works (DPW) solicited quotes from the below vendors for the lawn care, specifically grass cutting, fertilization and weed control for the Borough's properties; and

**Grass Cutting 1-Year Agreement:**

Pristine Lawns	\$17,168.00
Cerami Lawn & Irrigation	\$57,623.00
E.J.'s Landscaping	No Quote

**Lawn Fertilization 1-Year Agreement:**

For-Shore Weed Control LLC	\$6,445.00
Cerami Lawn & Irrigation	\$13,910.00
Green Lawn LLC	No Quote

**Weed Control 1-Year Agreement:**

For-Shore Weed Control LLC	\$8,508.00
Cerami Lawn & Irrigation	\$23,908.00
Lawn Doctor	No Quote

**NOW, THEREFORE, BE IT RESOLVED** the Borough of Beachwood Mayor and Council hereby award lawn care agreements for one (1) year grass cutting to Pristine Lawns at \$17,168.00; one (1) year lawn fertilization to Fore-Shore Weed Control LLC at \$6,445.00 and a one (1) year to Fore-Shore Weed Control LLC at \$8,508.00.

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

1. Municipal Clerk
2. Chief Financial Officer
3. Elizabeth Sarantinoudis, Treasurer
4. Gabriel Silva, DPW Director

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

**RESOLUTION 2022-84**

RESOLUTION OF THE BOROUGH OF BEACHWOOD COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING A REFUND OF REDEMPTION MONIES FROM LIEN #21-00021 TO LIEN HOLDER, EVOLVE BANK & TRUST IN THE AMOUNT OF \$1,136.72 AND A PREMIUM OF \$2,500.00.

WHEREAS, at the Municipal Tax Sale held on December 10, 2021 a lien was sold on Block 3.20 Lot 8 also known as 321 Leeward Avenue for 2020 delinquent municipal charges; and,  
 WHEREAS, this lien, known as Tax Sale Certificate #21-00021 sold to Evolve Bank & Trust with a 0% interest rate and a premium of \$2,500.00;

WHEREAS, Teresa Curatolo effected redemption, for certificate #21-00021 in the amount of \$1,136.72.

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 #21-00021 in the amount of \$3,536.72.

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

**FIRST READING FOR BOND ORDINANCE 2022-01 READ BY TITLE ONLY** Read by Municipal Clerk

**ORDINANCE 2022-01**

AN ORDINANCE OF THE BOROUGH OF BEACHWOOD, IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING FOR IMPROVEMENTS AND REPAIRS TO THE BEACHWOOD MARINA AND APPROPRIATING \$250,000 THEREFOR AND PROVIDING FOR THE ISSUANCE OF \$237,500 IN BONDS OR NOTES OF THE BOROUGH OF BEACHWOOD TO FINANCE THE SAME.

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF BEACHWOOD, IN THE COUNTY OF OCEAN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Borough of Beachwood, in the County of Ocean, New Jersey (the "Borough") as general improvements. For



Section 5. The capital budget or temporary capital budget (as applicable) of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense and are improvements or purposes that the Borough may lawfully undertake as general capital improvements, and no part of the costs thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, is 20 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$237,500, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$50,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvements or purposes.

(e) The Borough reasonably expects to commence the acquisition and/or construction of the improvements or purposes described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Borough further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Borough is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. The Borough hereby covenants to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the bonds and notes authorized hereunder as it or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and retaxation of investment earnings as may be required thereunder.

Section 10. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 11. This bond ordinance shall take effect 20 days after the first public reading thereof after final adoption, as provided by the Local Bond Law.

**MOTION TO ACCEPT BOND ORDINANCE 2022-01 AS INTRODUCED**

**ROLL CALL as Introduced February 16, 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		X			
<i>Councilman Feeney</i>						X
<i>Councilman Komsa</i>			X			
<i>Councilman Zakar</i>			X			

Clerk announced the public hearing and 2<sup>nd</sup> reading will take place on March 2, 2022 at 7pm at: Borough Hall 1600 Pinewald Road, Beachwood, New Jersey.

**NOTICE**

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the Borough Council of the Borough of Beachwood, in the County of Ocean, State of New Jersey, held on February 16, 2022. It will be further considered for final passage, after public hearing thereon, at a meeting of the

Borough Council of the Borough of Beachwood, to be held at 1600 Pinewald Road, Beachwood, New Jersey on March 2, 2022 at 7:00 p.m. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Borough Clerk's office for the members of the general public who shall request the same.

### MAYOR & COUNCIL REPORTS

#### Mayor Roma

- Announced that Kate Hutchinson took a job in another town and Sue Minock is helping out part-time in Kate's place. Thanked Sue. Advertisement has been out for several weeks and the Borough received 4 resumes.
- The Borough is currently advertising for a Treasurer because Liz Sarantinoudis is retiring after 27 years of service. The Borough is accepting resumes; advertisement is on the Borough website.
- The Police Department is currently accepting resumes/applications for a Special Class Law Enforcement Officer.

#### Councilwoman Clayton

- No report.

#### Councilman Cairns

- No report.

#### Councilman Zakar

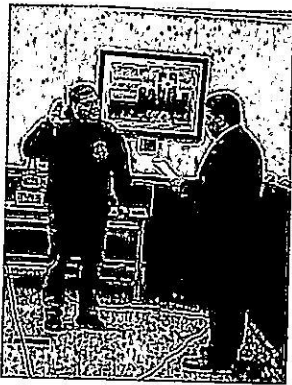
- An email was received from the JIF regarding a Mayo Park loss control follow-up report. Councilman will digest it and review with the DPW.

#### Councilman Komsa

- Recreation is very busy getting the 2022 activities together. Condolences to Rob Rosetta who lost his father today.

#### Fire Chief Hull

- Mayor swore in Fire Chief Hull for the new year.



- A structure fire at the 1300 block of Pacific; both dogs were pulled and one passed.
- There was a spill on Birch Street; fuel consumption. An invoice was turned in regarding the pole fire at 57 Birch Street utilizing the speed dry after 4 hours of calls to JCP&L; 3 transformers were damaged and the pole fell. JCP&L eventually responded for clean out. They should pay for the damage; it sat for 20 hours permeating.
- It will be the 100<sup>th</sup> Anniversary of the Fire Company; Chief is looking for ad sponsors.

#### Engineer Jim Oris

- Will check for reimbursement of the speed dry for the Fire Company; a claim was opened to JCP&L for the electricity.
- In late October/early November, a storm damaged the marina finger piers. After a long wait with insurance, the claim was denied because it was an act of God. Mr. Oris met with retired Chief Tapp regarding a claim submission to FEMA which was a very slow wait and that was also denied. A project design was completed to repair the finger piers so a big opening was done on March 2<sup>nd</sup> and Mr. Oris worked with Finance to provide a Bond Ordinance to cover the repair costs. Mayor indicated a letter

will go out to the boat slip renters for the reopening of the slips approximately May 15<sup>th</sup>. Councilwoman commented on the failure of the insurance to cover the costs of repair.

**Attorney Mike McKenna**

- The IT Services bids were received and opened on February 10<sup>th</sup> which will be addressed in Closed Session.
- The fireworks bids are just about ready to go.
- The cellular tower lease bids will be opened tentatively March 8<sup>th</sup>.
- The Teamsters contract language modification will go to the Union for review.
- The ABC license transfer has been previously discussed.

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

Being no one came forth, Mayor Roma called for motion to close Public Comment

**CLOSED PUBLIC COMMENT**

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

**EXECUTIVE SESSION**

**RESOLUTION 2022-85  
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. Contract Contractual – IT Services; Community Center rental issue; CDBG application; CDBG mortgage discharges

2. Personnel – DPW Promotions; DPW Employee discussion; CFO appointment

Adjourned to Executive Session at 7:37pm

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

RE-OPEN PUBLIC SESSION

Re-Opened to Public Session at 8:45pm

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

ACTION TAKEN FROM EXECUTIVE SESSION

**RESOLUTION 2022-86  
RESOLUTION AUTHORIZING A DEPARTMENT OF PUBLIC WORKS VARIOUS PROMOTIONS**

BE IT RESOLVED the Council of the Borough of Beachwood, County of Ocean and State of New Jersey authorize Department of Public Works various promotions as indicated below effective immediately

- Greg Moran as Senior Mechanic with an increase of \$1,478 to an annual salary of \$50,758
- Kyle Ravallo as Mechanic with an increase of \$9,028 to an annual salary of \$49,484
- Andrew Winkelman as Public Works Equipment Operator to an increase of \$3,917 with an annual salary of \$44,419
- Joe Triolo as Public Works Senior Repairer with an increase of \$2,128 to an annual salary of \$46,547
- Connor Feeney as Public Works Repairer to an increase of \$5,606 to an annual salary of \$43,662
- Kathy Patterson as Clerk Typist Senior to an increase of \$3,500 to an annual salary of \$33,314

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

1. Municipal Clerk
2. Financial Officer
3. Treasurer
4. Gabriel Silva, DPW Asst. Director

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

**RESOLUTION 2022 – 87  
BOROUGH OF BEACHWOOD**

**RESOLUTION APPOINTING HOLMAN FRENIA ALLISON, P.C. (HFA) TO SERVE AS MUNICIPAL CHIEF FINANCIAL OFFICER  
PURSUANT TO N.J.A.C. 5:32-2.5**

WHEREAS, a vacancy exists in the position of Chief Financial Officer; and

WHEREAS, pursuant to N.J.A.C. 5:32-2.5, when a vacancy occurs in the position of Municipal Chief Financial Officer, the Borough may appoint a private entity to serve as Municipal Chief Financial Officer for a period not to exceed one year; and

WHEREAS, the Borough Council has determined that Holman Frenia Allison, P.C. (HFA) shall serve as the Municipal Chief Financial Officer effective immediately; and

WHEREAS, this appointment is subject to the execution of a Contract.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Beachwood that Holman Frenia Allison, P.C. (HFA) is hereby appointed as Municipal Chief Financial Officer effective immediately for a period of one (1) year.

BE IT FURTHER RESOLVED, that the Borough Council of the Borough of Beachwood are hereby authorized to execute the Contract attached hereto.

BE IT FURTHER RESOLVED that a copy of this resolution, certified by the Borough Clerk to be a true copy be forwarded to Holman Frenia Allison, P.C. (HFA).

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			

**RESOLUTION 2022-88**

**RESOLUTION OF THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING PROFESSIONAL SERVICES AGREEMENTS FOR THE YEAR 2022 FOR IT SERVICES UNDER THE FAIR AND OPEN PROCESS**

WHEREAS, the Local Public Contracts Law N.J.S.A. 40A:11-1 et seq. requires that notice with respect to contracts for professional services awarded without competitive bids must be publicly advertised.

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

The awards stated in the within resolutions are awarded without competitive bidding as Professional Services in accordance with Local Public Contracts Law, N.J.S.A. 40A: 11-5(1)(a)

"because they are for services performed by persons  
authorized by law to practice a recognized profession."

The following is awarded in conformance with Ordinance #2005-26 Section 1 : "Fair and Open Process for Award of Professional Services Agreement, and pending contract review"

Information and Technology Services- Ocean Computer Group of Matawan, NJ

NOW, THEREFORE, BE IT RESOLVED by Mayor and Council of the Borough of Beachwood, County of Ocean, State of New Jersey, that the abovenamed appointment is being awarded through the Fair and Open process for the remaining calendar year 2022 and the Mayor and Municipal Clerk are hereby authorized and directed to execute professional service contracts.

BE IT FURTHER RESOLVED that the above professional appointment shall be subject to fee schedules approved by the Mayor and Council of the Borough of Beachwood; and

BE IT FURTHER RESOLVED that the required "Notice of Contract Awards" shall be published in the legal newspaper as required by law within ten (10) days of its passage.

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

**RESOLUTION 2022-89**

RESOLUTION OF THE BOROUGH OF BEACHWOOD, OCEAN COUNTY, NEW JERSEY AUTHORIZING A CONTIGUOUS LAND SALE OF REAL PROPERTY NOT NEEDED FOR PUBLIC USE AND NOT MEETING THE MINIMUM REQUIREMENTS UNDER THE BOROUGH'S ZONING ORDINANCE AND BEING KNOWN AS BLOCK 1.15, LOT 11, BLOCK 5.09, LOT 2 LOCATED UPON IMPROVED ROADS AND BLOCK 5.09, LOT 3, BLOCK 5.28, LOT 6, BLOCK 5.28, LOT 8, BLOCK 5.29, LOT 2 LOCATED ON UNIMPROVED ROADS

WHEREAS, the Borough of Beachwood currently holds title to real property known as the properties set forth in the above title all being approximately 40' x 100' and said property is being offered at auction to the contiguous land owners; and

WHEREAS, said sale will be for all the Borough's right, title and interest in the lands and premises hereinabove described; and

WHEREAS, the following terms and conditions shall prevail and shall be hereinafter published in a public notice pursuant to N.J.S.A. 40A:12-13:

A. The minimum bid price established for the afore-referenced property is as set forth on Schedule A attached hereto. Said minimum price shall be the minimum bid considered for the sale of each property. Upon the completion of the bidding, the highest bid may be accepted and all bids, including the highest bid, may be rejected by the Borough Council.

B. The date of the sale shall be determined by the Borough Attorney and Municipal Clerk and the place shall be the Borough Council Meeting Room located at 1600 Pinewald Road, Beachwood, New Jersey.

C. The parcel being offered at said sale is undersized and does not meet current zoning requirements. This is not a buildable lot and is being offered only to contiguous owners pursuant to N.J.S.A. 4A:12-13.2, who are required to consolidate the property to their adjoining lots.

D. Said lot is being sold as a parcel, as designated more specifically on Schedule A and no bid will be accepted on a portion of said parcel.

E. The sale and conveyance hereunder shall be subject to all covenants, conditions, easements and restrictions whether or record or not, as well as subject to all presently existing municipal rules, regulations and ordinances, including the zoning ordinance and amendments thereto of the Borough of Beachwood. The sale of said parcel shall in no way bind the Borough of Beachwood to make any improvements, to provide access, or to improve presently existing accesses. This sale is being offered to adjoining owners and is offered for the purpose of consolidation with the bidder's currently owned property.

F. The form of conveyance for said land by the Borough shall be a standard form of municipal Quitclaim Deed. If the purchaser shall present a title insurance binder to the Borough of Beachwood showing good and marketable title in the Borough, then the Borough shall convey to the purchaser in a Bargain and Sale Deed with Covenant vs. Grantors Acts.

G. The Borough shall include a restriction in said deed of conveyance that the undersized parcel being conveyed must be consolidated with the property of the successful contiguous bidder.

H. At least 10% of the amount bid shall be paid by the successful bidder at the close of bidding, which may be by personal check. The balance of the bid price or purchase price shall be in cash, certified or bank official's check, payable at time of transfer of title, but in no event later than sixty (60) days after the date of the land sale. In the event the Borough Attorney certifies to the Borough Council that questions of title exist, in that event payment shall be made within 150 days after the date of land sale, unless further extended by resolution of the governing body.

I. In the event the purchaser shall fail to pay the balance due as herein provided, the payment made at the time of the public auction shall be retained by the Borough as liquidated damages for the non-performance of the bidder.

J. No representation is made by the Borough as to the marketability or insurability to title to said parcel. In the event that the title of the Borough to any parcel or portion thereof is not marketable or insurable at regular rates by a



reputable title insurance company licensed to do business in the State of New Jersey, a successful bidder's sole remedy shall be the right to demand the return of any deposit paid to the Borough.

K. The successful bidder shall be responsible to pay the administrative fee of \$100.00 towards the sale, a \$600.00 attorney fee to the Borough Attorneys and recording fees. If bidder requires a title search, survey, etc., they shall obtain the same at their own expense.

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

1. That the Borough Council hereby authorizes the sale of the aforementioned lands set forth on Schedule "A" by public auction for the minimum sale price of \$6,400.00 for the 4 lots known as Block 5.09, Lot 3, Block 5.28, Lot 6, Block 5.28, Lot 8 and Block 5.29, Lot 2, each of which are located on unimproved streets. Also, Block 1.15, Lot 11 and Block 10.28, Lot 4 are located upon an improved street and the minimum bid to be considered of \$10,000.00.

2. That upon the adoption of the within resolution, the Borough Clerk is authorized to public the required notices for the within sale.

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

SCHEDULE A

CONTIGOUS LAND SALE

Minimum bid price \$10,000.00

Block 1.15, Lot 11 40' x 100'

Block 5.09, Lot 2 40' x 100'

Lots on unimproved road – Minimum bid price \$6,400

Block 5.09, Lot 3 40' x 100'

Block 5.28, Lot 6 40' x 100'

Block 5.28, Lot 8 40' x 100'

Block 5.29, Lot 2 40' x 100'

**RESOLUTION 2022-90**  
**RESOLUTION OF THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN, STATE OF NEW**  
**JERSEY AUTHORIZING THE MUNICIPAL ATTORNEY TO HIRE AN ENGINEER AS LITIGATION CONSULTANCY IN AN**  
**AMOUNT NOT TO EXCEED \$12,000.00**

WHEREAS, the Borough of Beachwood is in need of hiring an Engineer as litigation consultancy to represent the Borough in any litigation matters concerning Engineering; and

WHEREAS, the Governing Body of the Borough of Beachwood deems this necessary to assist in the defense of the Borough; and

WHEREAS, said contract will not exceed \$12,000; and

WHEREAS, the Treasurer has certified that funds are available in an amount not to exceed \$12,000

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 Municipal Attorney has been granted permission to hire an Engineer as litigation consultancy to help in the defense of the Borough
2. The amount will not exceed \$12,000
3. Copies will be distributed to the Municipal Attorney and Treasurer

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			

**RESOLUTION # 2022-91**  
**RESOLUTION OF THE BOROUGH OF BEACHWOOD, COUNTY OF OCEAN, STATE OF NEW JERSEY APPOINTING MUNICIPAL**  
**CLERK FOR BOROUGH OF BEACHWOOD**

WHEREAS, there currently exists a vacancy in that office and the Mayor and Council is desirous of filling that vacancy with the appointment of a Municipal Clerk; and

WHEREAS, in accordance with N.J.S.A. 40A:9-135, the Mayor and Council desire to appoint Susan A. Minock as Municipal Clerk for the Borough of Beachwood effective as of March 14, 2022 at annual salary of \$ 90,000.00 per annum; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Beachwood, County of Ocean County, State of New Jersey that it does hereby appoint Susan A. Minock as Municipal Clerk of the Borough of Beachwood commencing March 14, 2022, at an annual salary of \$90,000.00 per annum.

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

1. Municipal Clerk
2. Chief Financial Officer
3. Treasurer
4. Division of Local Government Services

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

ADJOURNMENT at 8:47 pm

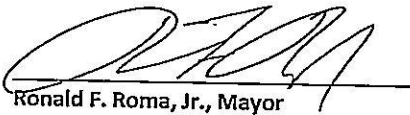
COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Council President LaCrosse</i>						X
<i>Councilman Cairns</i>			X			
<i>Councilwoman Clayton</i>			X			
<i>Councilman Feeney</i>						X
<i>Councilman Komsa</i>		X	X			
<i>Councilman Zakar</i>	X		X			

Respectively submitted by,




Susan A. Minock, RMC  
Municipal Clerk

Attested by:



Ronald F. Roma, Jr., Mayor



Susan A. Minock, RMC Municipal Clerk