

October 28, 2016

A regular meeting of the Board of Commissioners of the Borough of Deal, New Jersey was held on October 28, 2016 at 9:00 A.M.

Present: Mayor Cohen, Commissioner Ades and Commissioner Simhon
Also Present: Martin Barger, Borough Attorney

It was stated that in conjunction with the "Open Public Meeting Law", p.l. 1975 ch. 231, a notice required by this statute has been satisfied as per a resolution passed on December 9, 1997 at 5:05 P.M. at Borough Hall at a regular meeting of the Board of Commissioners, Borough of Deal, and Monmouth County, New Jersey. Notice of the change in date and time of this meeting was published in the Asbury Park Press and the Coaster and posted on the bulletin Board

It was moved by Commissioner Ades, seconded by Commissioner Simhon and carried that the reading of the minutes of the previous meeting held on October 14, 2016 be dispensed with and the same be approved as recorded.

Ordinance 1137 to amend Chapter X, Traffic Ordinance was introduced by Commissioner Simhon, seconded by Commissioner Ades.
Roll Call: Ayes 3; Cohen, Ades & Simhon.

Public Hearing for this ordinance will be given on December 14, 2016 at 7:00 P.M.

ORDINANCE #1137

AN ORDINANCE AMENDING CHAPTER X OF
"REVISED GENERAL ORDINANCES OF
THE BOROUGH OF DEAL, 1982"

THE BOARD OF COMMISSIONERS OF THE BOROUGH OF DEAL
HEREBY ORDAIN:

Section 1. That Chapter X of the "Revised General Ordinance of the Borough of Deal, 1982 be and it hereby is amended in the following particulars:

Section 2. Subsection 10-34 A. **Handicapped Parking on Streets** is amended to read as follows:

<u>Street</u>	<u>Number of Spaces</u>	<u>Side</u>	<u>Location</u>
Woodford Road	4	South	50' from westerly curb line of Richmond Avenue to a point 130' westerly therefrom

The following Resolutions were discussed and enacted:

Commissioner Ades offers the following Resolution:

Resolution 16-129

WHEREAS, promotions has created two vacancies in the position of Sergeant of Police; and

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WHEREAS, the Deal Police Department wishes to promote two members of the force to the position of Sergeant of Police; and

WHEREAS, the policy of the Deal Police Department authorizes the N.J. State Association of Chiefs of Police, Inc. to conduct an oral and written evaluation of the candidates in preparation of the final interview and selection; and

WHEREAS, the cost for the oral examination will be \$1,625.00 and the written test will be \$2,100.00 payable to the N.J. State Association of Chiefs of Police, Inc.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners that an agreement be entered into with the N.J. State Association of Chiefs of Police, Inc. for testing of candidates for the position of Police Sergeant at the cost of \$3,725.00.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Simhon offers the following Resolution:

Resolution 16-130

WHEREAS, T.R. Weniger, Inc., 1900 New Brunswick Avenue Piscataway, NJ 08854 has been awarded a contract for the replacement of the Neptune Avenue Outfall at a cost of \$22,700.00; and

WHEREAS, T.R. Weniger Inc. has requested a payment in the amount of \$22,700.00; and

WHEREAS, the Borough Engineer has verified that the work to date has justified this payment;

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of Deal that the payment of \$22,700.00 be made to T.R. Weniger Inc. for the Deal Pump Station Shoreline Protection Revetment Wall.

Seconded by Commissioner Ades

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Simhon offers the following Resolution:

Resolution 16-131

WHEREAS, the Borough of Deal has received bids for the Deal Casino stamped concrete walkways; and

WHEREAS, the Borough solicited proposals and received bids from twelve (12) vendors that includes the installation of stamped concrete walkways within the Deal Casino; and

WHEREAS, proposals were received ranging in cost from a high of \$390,000.00 from George Koustas Construction, West Long Branch, NJ, and a low bid of \$125,760.00 from Green Construction, South River, NJ.

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NOW THEREFORE BE IT RESOLVED that the Board of Commissioners of the Borough of Deal hereby award the work for the Deal Casino stamped concrete walkway to Green Construction, South River, NJ in the amount of \$125,760.00.

Seconded by Commissioner Ades

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Simhon offers the following Resolution:

Resolution 16-132

Approval of Change Order #1 for Improvements to Atlantic Avenue

WHEREAS, the Borough of Deal awarded a contract for improvements to Atlantic Avenue to 3G Construction, 31 Petit Avenue, South River, NJ at a cost of \$418,099.00; and

WHEREAS, the Borough Engineer recommended the following change to improvements to the parking lot:

1. 18" RCP	Subtract \$85,050.00
2. Drainage Inlet Type "B"	Add \$2,200.00
3. 18" RCP w/ "O" Ring	Add \$81,972.00
4. 15" RCP w/ "O" Ring	Add \$8,512.00
5. Remove Existing Inlets	Add \$1,000.00
6. Reconstruct Inlet	Add \$1,500.00
7. Sanitary Sewer Lateral	Add \$2,000.00
8. Relocate storm Pipe @ sta. 0+25	Add \$4,000.00
9. Relocate storm Pipe @ sta. 0+15	Add \$5,000.00
10. Remove Concrete Foundation	Add \$3,000.00
11. Remove and Reset existing 12" storm pipe	Add \$5,000.00

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners of the Borough of Deal hereby authorizes the changes recommended to the Improvements to Atlantic Avenue as specified by the Borough Engineer totaling \$29,134.00.

Seconded by Commissioner Ades

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Simhon offers the following Resolution:

Resolution 16-133

Approval of Change Order #1 for Improvements to Marine Place Drainage

WHEREAS, the Borough of Deal awarded a contract for improvements to Marine Place Drainage to Underground Utilities Corp, 711 Commerce Road, Linden, NJ at a cost of \$673,298.00; and

WHEREAS, the Borough Engineer recommended the following change to improvements to the parking lot:

1. Utility Relocation	Subtract \$9,656.00
2. Relace Sanitary Sewer Main	Add \$9,656.00

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NOW THEREFORE BE IT RESOLVED that the Board of Commissioners of the Borough of Deal hereby authorizes the changes recommended to the Improvements to Atlantic Avenue as specified by the Borough Engineer at no additional cost to the contract amount.

Seconded by Commissioner Ades

Roll Call: Ayes 3; Cohen, Ades & Simhon

A letter was received from the NJ SEM advising that the Borough is issued a \$150 refund check which is a return of the Membership Fee for our loyalty with the NJ SEM.

A letter was received from the NJ Department of Transportation advising that Governor's Executive Order No. 210 has been lifted.

A notice of public hearing was received from the NJ Transit in order to gather information and receive comments on the Senior Citizen and Disability Resident Transportation Assistance Act.

A notice of public hearing was received from JCP&L on the proposed rate increase and adjustments to the Company's tariff rates.

The Municipal Excess Liability Joint Insurance Fund provided their 30th Anniversary brochure.

A resolution was received from the Borough of Eatontown opposing a constitutional amendment to permit Casino Gambling outside of Atlantic City.

A resolution was received from the Monmouth County Board of Chosen Freeholders supporting the painting of a "Thin Blue Line" on County roadways in support of Law Enforcement.

A resolution was received from the Borough of Little Silver recognizing the Monmouth County Crime Stoppers Inc.

A letter was received from the Ocean Monmouth Health Alliance advising that November is Lung Cancer Awareness Month.

An application for a raffle license was received from the Legal Aid Society of Monmouth County, Inc. for a raffle at the Deal Golf & Country Club on December 14, 2016. The Board of Commissioners approved the raffle.

A letter was received from Interglobal Construction requesting permission to demolish a house at 14 Lady Bess Drive and construct a new single family residence. The Board of Commissioners approved the demolition.

Commissioner Ades offers the following Resolution:

BE IT RESOLVED, by the Board of Commissioners of the Borough of Deal, New Jersey that the following bills reported by the finance committee be ordered paid and vouchers drawn for same as listed on page 16-10 of the Warrant Register in the amount of \$1,777,136.85.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

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Mayor Cohen requested comments from the floor.

Barbara Coffey, 85 Norwood Avenue, congratulated the Deal Police Department for winning the National Law Enforcement Challenge Award.

Renee Levine, 28 Richmond Avenue inquired about an update on the sewer bills. Mayor Cohen stated that a decision has not yet been made. Barbara Coffey asked if she had ideas, can she submit those ideas to the Board of Commissioners, Mayor Cohen stated that he would accept any ideas.

Mayor Cohen asked for any additional comments from the public, which there was none and closed the floor to public comments.

Commissioner Simhon offers the following Resolution:

Resolution 16-134

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 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; and

WHEREAS, the Governing Body wishes to discuss Contractual Matters.

WHEREAS, Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

NOW THEREFORE BE IT RESOLVED, that the Board of Commissioners of the Borough of Deal hereby exclude the public from this meeting.

Seconded by Commissioner Ades

Roll Call: Ayes 3; Cohen, Ades & Simhon

The Board of Commissioners entered into closed session to discuss contractual matters at 9:15 A.M.

The Commissioners returned to open session at 9:48 A.M.

It was announced that the next meeting of the Board of Commissioners will be on Wednesday, November 9, 2016 at 7:00 P.M.

There being no further business or comments, it was moved, seconded and approved that the meeting be adjourned at 9:48 A.M.

SC _____

MA _____

DS _____

Clerk