

August 11, 2017

A regular meeting of the Board of Commissioners of the Borough of Deal, New Jersey was held on August 11, 2017 at 9:00 A.M.

Present: Mayor Cohen, Commissioner Ades & 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.

It was moved by Commissioner Ades, seconded by Commissioner Simhon and carried that the reading of the minutes of the previous meeting held on July 26, 2017 be dispensed with and the same be approved as recorded.

Ordinance 1155 to amend Chapter II, Administrative was introduced by Commissioner Ades, seconded by Commissioner Simhon.
Roll Call: Ayes 3; Cohen, Ades & Simhon.

Public Hearing for this ordinance will be given on September 13, 2017 at 7:30 P.M.

ORDINANCE 1155

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

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

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

Section 2. Subsection 2-6 **Sick Leave** is amended to add as follows:

2-6.4 All employees, retiring pursuant to the Police and Firemen's Retirement System or Public Employees Retirement System shall be paid for fifty (50%) percent of their unused accumulated sick leave as terminal leave pay. All terminal leave payments are computed upon the employee's base rate of pay at the time of retirement calculated on an 8 hour day. In addition, all employees hired on or after January 1, 1996, shall accumulate no more than 100 sick days for payment pursuant to this Article. Any employee hired on or after August 1, 2017, will not receive any terminal leave payment.

Section 3. Subsection 2-10 **Longevity Increment** is amended to add as follows:

2-10.1 All Employees hired on or after August 1, 2017, will not receive any longevity increments.

SECTION 4. If any part of this Ordinance shall be deemed invalid such part shall be deemed severable and the invalidity thereof shall not affect the remaining part of this Ordinance.

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SECTION 5. Any Ordinance or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed and superseded.

SECTION 6. This Ordinance shall take effect upon final passage and publication in accordance with Law.

The following Resolutions were discussed and enacted:

Commissioner Ades offers the following Resolution:

Resolution 17-99

WHEREAS, Deal Fire Company Ladder 6192 has had its annual Underwriter Liability examination and tests of its ariel; and

WHEREAS, one of the tests showed a deficiency in the acceptable operational range; and

WHEREAS, the ladder was sent to Emergency Equipment Sales, Official Seagrave Dealer, for repair.

WHEREAS, it has been determined that repairs to the ladder for proper operation would cost \$29,438.69.

NOW THEREFORE BE IT RESOLVED, that the Board of Commissioners of the Borough of Deal hereby approve the repair to Deal Fire Company Ladder 6192 at a total cost of \$29,438.69.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

A report of the monthly activities, time and sick use for the Police Department in July was received from Chief Ronen Neuman.

A report of the Building Department for the month of July was received from Allison Gavin.

A report of the disbursement checks for the Municipal Court for July was received from Mary Ellen Supon.

A letter was received from NJ Department of Transportation announcing applications will now be accepted for FY2018 State Aid Programs.

A letter was received from the NJ State League of Municipalities advising of their Annual Audit Statement for Fiscal year 2016-2017.

A letter was received from the NJ State League of Municipalities advising of the Annual Convention in Atlantic City set for November 2017.

An application was received from the Monmouth County Board of Chosen Freeholders for their 2018 History Regrant Program.

A letter was received from the Township of Ocean advising of their Planning Board meetings from July 2017 through June 2018.

A letter was received from the Township of Ocean Sewerage Authority on a public hearing for the Authority's connection fees on September 5, 2017.

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A letter was received from the NJ SEM advising of the notice for bid for natural gas supply to SEM members between October and November 2017.

A raffle application was received from Ronald McDonald House at the Deal Golf & Country Club on September 8, 2017. The Board of Commissioners approved this raffle application.

A raffle application was received from the Deal Fire Company at the Deal Casino on August 19, 2017. The Board of Commissioners approved this raffle application.

Under unfinished business, Mayor Cohen inquired about the street openings and who would inspect these areas. Mayor Cohen was advised that Joseph Santorelli, DPW Superintendent, will be inspecting all street opening permits. Mayor Cohen asked on the status of the additional cell phone provider on the Poplar Avenue smokestack. Mayor Cohen was advised that AT&T will be providing engineering reports verifying the stack can handle the additional equipment.

Commissioner Simhon asked about the repaving of streets that are in need. Mayor Cohen stated we can go out to bid to determine the cost. Commissioner Ades stated that Monmouth County stated they have manpower to repave streets and a lower cost. Both possibilities will be explored. Commissioner Simhon asked about the curbing on Norwood Avenue. Commissioner Simhon was advised that the State has not updated with exact dates, they were still set for late 2017. A follow up will be conducting with NJDOT.

Commissioner Ades brought up that he would like to see a change in the Development Regulation that requires the maximum height from top of curb and also from grade to be no more than 42 feet. Mayor Cohen agreed to this change. An ordinance will be created and brought in front of the Planning Board at their next meeting.

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 17-07 of the Warrant Register in the amount of \$676,322.79.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Mayor Cohen requested comments from the floor.

MaryAnn Cronheim, 88 Monmouth Drive, asked the Board of Commissioners about the illegal rental housing from Monmouth University students. Commissioner Ades stated that the courts have ruled that they are considered a family unit. Mrs. Cronheim asked for that case, Martin Barger, Borough Attorney, will research and provide the information. Mrs. Cronheim also stated that the fire code has to be enforced with these rentals. Mrs. Cronheim was advised that when an application for a Certificate of Occupancy is applied, the Fire Official inspects each house for housing/fire code violations prior to the issuance of a C.O. Mrs. Cronheim also stated that the fire and police should know who is in these houses. Chief Neuman stated that the police department receives the houses being rented from Monmouth University by their students. The Police Department then visits each house

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and obtains contact information for the renters, their parents and any emergency contact information. Mrs. Cronheim asked about the law on driving ATV's and golf carts on the beach. Mrs. Cronheim was advised that there is a restriction on vehicles between Marine Place and Neptune Avenue. The Police Department will enforce that area. Mayor Cohen stated he would like to create an ordinance for the remainder of the beach front.

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

It was announced that the next meeting of the Board of Commissioners will be on Wednesday, August 23, 2017 at 7:30 P.M.

There being no further business or comments, it was moved, seconded and approved that the meeting be adjourned at 9:33 A.M.

SC _____

MA _____

DS _____

Clerk