

March 4, 2020

A regular meeting of the Board of Commissioners of the Borough of Deal, New Jersey was held on March 4, 2020 at 9:00 A.M.

Mayor Cohen lead the salute to the flag.

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.

Present: Mayor Cohen, Commissioner Ades & Commissioner Simhon

It was moved by Commissioner Ades, seconded by Commissioner Simhon and carried that the minutes of the previous meeting held on February 5, 2020 be approved as recorded.

Ordinance 1202 to amend Chapter XXX Development Regulation was introduced on January 10, 2020 and the public hearing is scheduled for today, March 4, 2020. Mayor Cohen moved to open the meeting to public comment on Ordinance #1202, seconded by Commissioner Simhon and approved. The Mayor invited public comment, Barbara Coffey, 85 Norwood Avenue asked what areas were outlined in the ordinance. Ms. Coffey was advised what areas were covered. Ms. Coffey asked why introduce this ordinance. Mayor Cohen was to make the Golf Club and other areas open space to restrict construction on the properties. There were no comments from the public and the public session was closed by the same vote.

ORDINANCE NO. 1202

AN ORDINANCE AMENDING CHAPTER XXX DEVELOPMENT REGULATIONS OF THE BOROUGH OF DEAL IN THE COUNTY OF MONMOUTH, NEW JERSEY

Commissioner Ades moved to adopt Ordinance 1202, seconded by Commissioner Simhon. Roll Call: Ayes 3; Cohen, Ades & Simhon.

Ordinance 1209 to amend Chapter X Traffic Ordinance 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 April 1, 2020 at 9:00 A.M.

ORDINANCE #1209

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

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

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

Section 2. Subsection 10-14 **Parking Prohibited at All Times on Certain Streets** is amended to read as follows:

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<u>Name of Street</u>	<u>Sides</u>	<u>Location</u>
Parker Avenue	North	From the westerly terminus to the Northwest curb line of Route NJ 71 (Norwood Avenue).

Section 3. This Ordinance shall take effect upon passage and publication according to law.

Mayor Cohen provided the Oath of Office to Alan Roussell and Charles Rivera who were appointed by Resolution at previous meetings as full time fire drivers for the Deal Fire Department.

Mayor Cohen asked if there were any public comments at this time. Tom Rogers, Deal Fire Department Liaison, thanked the Board of Commissioners for the swearing in of the 2 new employees. Mr. Rogers stated this will improve response times and help with the First Aid. Mayor Cohen stated he was very happy to be able to hire the 2 new employees.

The following Resolutions were discussed and enacted:

Commissioner Ades offers the following Resolution:

Resolution 20-36

RESOLUTION TO INTRODUCE THE 2020 MUNICIPAL BUDGET

WHEREAS, the 2020 budget of the Borough of Deal has been reviewed by the Board of Commissioners and is scheduled to be introduced at this meeting; and

WHEREAS, a copy of same will be made available to each person requesting it during said week and during the public hearing scheduled for April 1, 2020.

NOW, THEREFORE BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2020:

General Appropriations for:	
Appropriations within "CAPS"	
Municipal Purposes	\$ 8,972,705.00
Appropriations excluded from "CAPS":	
Municipal Purposes	\$ 1,022,047.88
Capital Improvement	\$ 2,005,000.00
Deferred Charges	\$ 920,142.00
Reserve for Uncollected Taxes	\$ 700,881.23
Total General Appropriations	\$ 13,620,776.11
Less: Anticipated Revenues other than current property tax	\$ 5,993,562.88

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Difference: Amount to be raised by Taxes
for Support of Municipal Budget
as follows:

Local tax for Municipal Purposes including Reserve for Uncollected Taxes	\$ 7,627,213.23
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Sewer Utility:

Total Appropriations	\$1,545,650.00
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BE IT ALSO RESOLVED, that said Budget be published in the Asbury Park Press and the Coaster in the issue of March 12, 2020; and

BE IT FURTHER RESOLVED, that the Board of Commissioners of the Borough of Deal does hereby approve the following as the Budget for the year 2020.

BE IT FINALLY RESOLVED that a Hearing on the Budget will be held at Deal Borough Hall on April 1, 2020 at 9:00 a.m. at which time and place objections to said Budget for the year 2020 may be presented by taxpayers or other interested persons.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Ordinance 1210 to provide for various improvements to the Deal Casino, Conover Pavilion and Municipal Beach 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 April 1, 2020 at 9:00 A.M.

CAPITAL ORDINANCE NO. 1210

CAPITAL ORDINANCE PROVIDING FOR THE VARIOUS IMPROVEMENTS TO THE DEAL CASINO, CONOVER PAVILION AND MUNICIPAL BEACH AND APPROPRIATING \$50,000 THEREFOR, AND PROVIDING THAT SUCH SUM APPROPRIATED SHALL BE RAISED FROM CAPITAL IMPROVEMENT FUND IN AND BY THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, the Board of Commissioners of the Borough of Deal, in the County of Monmouth, New Jersey (the "Borough") has determined to provide for the various improvements to the Deal Casino, Conover Pavilion and Municipal Beach, and

WHEREAS, the Borough has available funds in the Borough's Capital Improvement Fund.

NOW, THEREFORE, BE IT ORDAINED by the BOARD OF COMMISSIONERS OF THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. The improvements described in Section 2 of this ordinance are hereby authorized as general capital improvements to be undertaken in and by the Borough of Deal, in the County of Monmouth, New Jersey (the "Borough"). For the improvements or purposes described in

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Section 2, there is hereby appropriated \$50,000, said sum being inclusive of \$50,000 from the Borough's Capital Improvement Fund.

Section 2. The improvements hereby authorized to be undertaken consist of the various improvements to the Deal Casino, Conover Pavilion and Municipal Beach necessary for the safety of employees and efficiency of maintaining the various systems of the Borough of Deal, together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with contracts, plans, specifications or requisitions therefore on file with or through the Borough Clerk, as finally approved by the governing body of the Borough.

Section 3. The 2020 capital budget of the Borough will conform to the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget 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 4. An aggregate amount not exceeding \$0 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

Section 5. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 2 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 6. The Borough Attorney and other Borough officials and representatives are hereby authorized to do all things necessary to accomplish the purposes of the appropriation made herein.

Section 7. This ordinance shall take effect as provided by law.

Ordinance 1211 to provide for the purchase of and various improvements to DPW Equipment 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 April 1, 2020 at 9:00 A.M.

CAPITAL ORDINANCE NO. 1211

CAPITAL ORDINANCE PROVIDING FOR THE PURCHASE OF AND VARIOUS IMPROVEMENTS TO DPW EQUIPMENT AND APPROPRIATING \$50,000 THEREFOR, AND PROVIDING THAT SUCH SUM APPROPRIATED SHALL BE RAISED FROM CAPITAL IMPROVEMENT FUND IN AND BY THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, the Board of Commissioners of the Borough of Deal, in the County of Monmouth, New Jersey (the "Borough") has determined to provide for the purchase of and various improvements to DPW equipment; and

WHEREAS, the Borough has available \$50,000 in the Borough's Capital Improvement Fund.

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NOW, THEREFORE, BE IT ORDAINED by the BOARD OF COMMISSIONERS OF THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. The improvements described in Section 2 of this ordinance are hereby authorized as general capital improvements to be undertaken in and by the Borough of Deal, in the County of Monmouth, New Jersey (the "Borough"). For the improvements or purposes described in Section 2, there is hereby appropriated \$50,000, said sum being inclusive of \$50,000 from the Borough's Capital Improvement Fund.

Section 2. The improvements hereby authorized to be undertaken consist of the purchase of and various improvements to DPW Equipment necessary for the safety of employees and efficiency of maintaining the various systems of the Borough of Deal, together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with contracts, plans, specifications or requisitions therefore on file with or through the Borough Clerk, as finally approved by the governing body of the Borough.

Section 3. The 2020 capital budget of the Borough will conform to the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget 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 4. An aggregate amount not exceeding \$0 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

Section 5. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 2 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 6. The Borough Attorney and other Borough officials and representatives are hereby authorized to do all things necessary to accomplish the purposes of the appropriation made herein.

Section 7. This ordinance shall take effect as provided by law.

Ordinance 1212 to provide for the various improvements to Municipal Buildings 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 April 1, 2020 at 9:00 A.M.

CAPITAL ORDINANCE NO. 1212

CAPITAL ORDINANCE PROVIDING FOR THE VARIOUS IMPROVEMENTS TO MUNICIPAL BUILDINGS AND APPROPRIATING \$750,000 THEREFOR, AND PROVIDING THAT SUCH SUM APPROPRIATED SHALL BE RAISED FROM CAPITAL IMPROVEMENT FUND IN AND BY THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, NEW JERSEY

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WHEREAS, the Board of Commissioners of the Borough of Deal, in the County of Monmouth, New Jersey (the "Borough") has determined to provide for the purchase of and various improvements to DPW equipment; and

WHEREAS, the Borough has available \$750,000 in the Borough's Capital Improvement Fund.

NOW, THEREFORE, BE IT ORDAINED by the BOARD OF COMMISSIONERS OF THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. The improvements described in Section 2 of this ordinance are hereby authorized as general capital improvements to be undertaken in and by the Borough of Deal, in the County of Monmouth, New Jersey (the "Borough"). For the improvements or purposes described in Section 2, there is hereby appropriated \$750,000, said sum being inclusive of \$750,000 from the Borough's Capital Improvement Fund.

Section 2. The improvements hereby authorized to be undertaken consist of the various improvements to Municipal Buildings necessary for the safety of employees and efficiency of maintaining the various systems of the Borough of Deal, together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with contracts, plans, specifications or requisitions therefore on file with or through the Borough Clerk, as finally approved by the governing body of the Borough.

Section 3. The 2020 capital budget of the Borough will conform to the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget 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 4. An aggregate amount not exceeding \$0 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

Section 5. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 2 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 6. The Borough Attorney and other Borough officials and representatives are hereby authorized to do all things necessary to accomplish the purposes of the appropriation made herein.

Section 7. This ordinance shall take effect as provided by law.

Ordinance 1213 to provide for the various improvements to Streets and Drains 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 April 1, 2020 at 9:00 A.M.

CAPITAL ORDINANCE NO. 1213

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CAPITAL ORDINANCE PROVIDING FOR THE VARIOUS IMPROVEMENTS TO STREETS AND DRAINS AND APPROPRIATING \$750,000 THEREFOR, AND PROVIDING THAT SUCH SUM APPROPRIATED SHALL BE RAISED FROM CAPITAL IMPROVEMENT FUND IN AND BY THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, the Board of Commissioners of the Borough of Deal, in the County of Monmouth, New Jersey (the "Borough") has determined to provide for the various improvements to streets and drains; and

WHEREAS, the Borough has available in the Borough's Capital Improvement Fund.

NOW, THEREFORE, BE IT ORDAINED by the BOARD OF COMMISSIONERS OF THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. The improvements described in Section 2 of this ordinance are hereby authorized as general capital improvements to be undertaken in and by the Borough of Deal, in the County of Monmouth, New Jersey (the "Borough"). For the improvements or purposes described in Section 2, there is hereby appropriated \$750,000, said sum being inclusive of \$750,000 from the Borough's Capital Improvement Fund.

Section 2. The improvements hereby authorized to be undertaken consist of the various improvements to Streets and Drains necessary for the safety of employees and efficiency of maintaining the various systems of the Borough of Deal, together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with contracts, plans, specifications or requisitions therefore on file with or through the Borough Clerk, as finally approved by the governing body of the Borough.

Section 3. The 2020 temporary capital budget of the Borough will conform to the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget 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 4. An aggregate amount not exceeding \$150,000 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

Section 5. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 2 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 6. The Borough Attorney and other Borough officials and representatives are hereby authorized to do all things necessary to accomplish the purposes of the appropriation made herein.

Section 7. This ordinance shall take effect as provided by law.

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Ordinance 1214 to provide for the purchase and various improvements to Sanitation Equipment 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 April 1, 2020 at 9:00 A.M.

CAPITAL ORDINANCE NO. 1214

CAPITAL ORDINANCE PROVIDING FOR THE PURCHASE OF AND VARIOUS IMPROVEMENTS TO SANITATION EQUIPMENT AND APPROPRIATING \$30,000 THEREFOR, AND PROVIDING THAT SUCH SUM APPROPRIATED SHALL BE RAISED FROM CAPITAL IMPROVEMENT FUND IN AND BY THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, the Board of Commissioners of the Borough of Deal, in the County of Monmouth, New Jersey (the "Borough") has determined to provide for the purchase of and various improvements to Sanitation equipment; and

WHEREAS, the Borough has available funds in the Borough's Capital Improvement Fund.

NOW, THEREFORE, BE IT ORDAINED by the BOARD OF COMMISSIONERS OF THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. The improvements described in Section 2 of this ordinance are hereby authorized as general capital improvements to be undertaken in and by the Borough of Deal, in the County of Monmouth, New Jersey (the "Borough"). For the improvements or purposes described in Section 2, there is hereby appropriated \$30,000, said sum being inclusive of \$30,000 from the Borough's Capital Improvement Fund.

Section 2. The improvements hereby authorized to be undertaken consist of the purchase of and various improvements to Sanitation equipment necessary for the safety of employees and efficiency of maintaining the various systems of the Borough of Deal, together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with contracts, plans, specifications or requisitions therefore on file with or through the Borough Clerk, as finally approved by the governing body of the Borough.

Section 3. The 2020 capital budget of the Borough will conform to the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget 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 4. An aggregate amount not exceeding \$0 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

Section 5. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 2 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but

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not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 6. The Borough Attorney and other Borough officials and representatives are hereby authorized to do all things necessary to accomplish the purposes of the appropriation made herein.

Section 7. This ordinance shall take effect as provided by law.

Ordinance 1215 to provide for the purchase of and various improvements to Fire Department Equipment 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 April 1, 2020 at 9:00 A.M.

CAPITAL ORDINANCE NO. 1215

CAPITAL ORDINANCE PROVIDING FOR THE PURCHASE OF AND VARIOUS IMPROVEMENTS TO FIRE DEPARTMENT EQUIPMENT AND APPROPRIATING \$75,000 THEREFOR, AND PROVIDING THAT SUCH SUM APPROPRIATED SHALL BE RAISED FROM CAPITAL IMPROVEMENT FUND IN AND BY THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, the Board of Commissioners of the Borough of Deal, in the County of Monmouth, New Jersey (the "Borough") has determined to provide for the purchase of and various improvements to Fire Department equipment; and

WHEREAS, the Borough has available funds in the Borough's Capital Improvement Fund.

NOW, THEREFORE, BE IT ORDAINED by the BOARD OF COMMISSIONERS OF THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. The improvements described in Section 2 of this ordinance are hereby authorized as general capital improvements to be undertaken in and by the Borough of Deal, in the County of Monmouth, New Jersey (the "Borough"). For the improvements or purposes described in Section 2, there is hereby appropriated \$75,000, said sum being inclusive of \$75,000 from the Borough's Capital Improvement Fund.

Section 2. The improvements hereby authorized to be undertaken consist of the purchase of and various improvements to Fire Department equipment necessary for the safety of employees and efficiency of maintaining the various systems of the Borough of Deal, together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with contracts, plans, specifications or requisitions therefore on file with or through the Borough Clerk, as finally approved by the governing body of the Borough.

Section 3. The 2020 capital budget of the Borough will conform to the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget 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.

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Section 4. An aggregate amount not exceeding \$0 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

Section 5. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 2 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 6. The Borough Attorney and other Borough officials and representatives are hereby authorized to do all things necessary to accomplish the purposes of the appropriation made herein.

Section 7. This ordinance shall take effect as provided by law.

Ordinance 1216 to provide for the purchase of and various improvements to Police Department Equipment 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 April 1, 2020 at 9:00 A.M.

CAPITAL ORDINANCE NO. 1216

CAPITAL ORDINANCE PROVIDING FOR THE PURCHASE OF AND VARIOUS IMPROVEMENTS TO POLICE DEPARTMENT EQUIPMENT AND APPROPRIATING \$200,000 THEREFOR, AND PROVIDING THAT SUCH SUM APPROPRIATED SHALL BE RAISED FROM CAPITAL IMPROVEMENT FUND IN AND BY THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, the Board of Commissioners of the Borough of Deal, in the County of Monmouth, New Jersey (the "Borough") has determined to provide for the purchase of and various improvements to Police Department equipment; and

WHEREAS, the Borough has available funds in the Borough's Capital Improvement Fund.

NOW, THEREFORE, BE IT ORDAINED by the BOARD OF COMMISSIONERS OF THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. The improvements described in Section 2 of this ordinance are hereby authorized as general capital improvements to be undertaken in and by the Borough of Deal, in the County of Monmouth, New Jersey (the "Borough"). For the improvements or purposes described in Section 2, there is hereby appropriated \$200,000, said sum being inclusive of \$200,000 from the Borough's Capital Improvement Fund.

Section 2. The improvements hereby authorized to be undertaken consist of the purchase of and various improvements to Police Department equipment necessary for the safety of employees and efficiency of maintaining the various systems of the Borough of Deal, together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with contracts,

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plans, specifications or requisitions therefore on file with or through the Borough Clerk, as finally approved by the governing body of the Borough.

Section 3. The 2020 capital budget of the Borough will conform to the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget 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 4. An aggregate amount not exceeding \$0 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

Section 5. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 2 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 6. The Borough Attorney and other Borough officials and representatives are hereby authorized to do all things necessary to accomplish the purposes of the appropriation made herein.

Section 7. This ordinance shall take effect as provided by law.

Ordinance 1217 to provide for various improvements to the Sanitary Sewer System 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 April 1, 2020 at 9:00 A.M.

CAPITAL ORDINANCE NO. 1217

CAPITAL ORDINANCE PROVIDING FOR THE VARIOUS IMPROVEMENTS TO THE SANITARY SEWER SYSTEM AND APPROPRIATING \$375,000 THEREFOR, AND PROVIDING THAT SUCH SUM APPROPRIATED SHALL BE RAISED FROM SEWER CAPITAL IMPROVEMENT FUND IN AND BY THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, NEW JERSEY

WHEREAS, the Board of Commissioners of the Borough of Deal, in the County of Monmouth, New Jersey (the "Borough") has determined to provide for the various improvements to the Sanitary Sewer System; and

WHEREAS, the Borough has available \$375,000 in the Borough's Sewer Capital Improvement Fund.

NOW, THEREFORE, BE IT ORDAINED by the BOARD OF COMMISSIONERS OF THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. The improvements described in Section 2 of this ordinance are hereby authorized as sewer capital improvements to be undertaken in and by the Borough of Deal, in the County of Monmouth, New Jersey (the "Borough"). For the improvements or purposes described in

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Section 2, there is hereby appropriated \$375,000, said sum being inclusive of \$375,000 from the Borough's Sewer Capital Improvement Fund.

Section 2. The improvements hereby authorized to be undertaken consist of various improvements to the Sanitary Sewers System necessary for the safety of employees and efficiency of maintaining the various systems of the Borough of Deal, together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with contracts, plans, specifications or requisitions therefore on file with or through the Borough Clerk, as finally approved by the governing body of the Borough.

Section 3. The 2020 capital budget of the Borough will conform to the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget 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 4. An aggregate amount not exceeding \$75,000 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

Section 5. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 2 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 6. The Borough Attorney and other Borough officials and representatives are hereby authorized to do all things necessary to accomplish the purposes of the appropriation made herein.

Section 7. This ordinance shall take effect as provided by law.

The following Resolutions were discussed and enacted:

Commissioner Simhon offers the following Resolution:

Resolution 20-37

WHEREAS, the pavement on various streets within the Borough are in need of repair; and

WHEREAS, the Board of Commissioners have agreed to authorize bids for the repaving of the various roadways.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners that competitive bids be received on March 26, 2020 for the repaving and any concrete work for the various roadways listed:

- 1) Richmond Avenue Phase II (Woodford Road to Allenhurst Border)
- 2) Sydney Avenue (Richmond Avenue to Atlantic Avenue)
- 3) Neptune Avenue (Norwood Avenue to Ocean Avenue)
- 4) Railroad Avenue (Brighton Avenue to Phillips Avenue)
- 5) Alleyway west of Railroad Avenue (Brighton Avenue to Phillips Avenue)
- 6) Deal Fire House Parking Lot

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7) Borough Garage Parking Lot

Seconded by Commissioner Ades

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Simhon offers the following Resolution:

Resolution 20-38

WHEREAS, there is a need to construct an enclosed building to keep DPW equipment stored inside for protect the equipment; and

WHEREAS, the Board of Commissioners have agreed to authorize bids for the purchase and installation of a 60 x 120 fully enclosed metal building.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners that competitive bids be received on March 26, 2020 for the purchase and installation of a 60 x 120 fully enclosed metal building at the Borough Garage.

Seconded by Commissioner Ades

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Simhon offers the following Resolution:

Resolution 20-39

WHEREAS, the pavement on various streets within the Borough are in need of repair; and

WHEREAS, the Borough has applied for and received funding from the State of New Jersey for the roadway project; and

WHEREAS, the Board of Commissioners have agreed to authorize bids for the repaving of the various roadways.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners that competitive bids be received for the repaving and any concrete work for the various roadways listed as approved by the NJ Department of Transportation Trust Fund Grant:

- 8) Phillips Avenue (Ocean Avenue to Easterly Terminus)
- 9) Monmouth Terrace
- 10) Neptune Avenue (Ocean Avenue to Easterly Terminus)
- 11) Monmouth Drive (Ocean Avenue to Monmouth Terrace)

Seconded by Commissioner Ades

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Simhon offers the following Resolution:

Resolution 20-40

WHEREAS, the Borough of Deal and the Deal Sephardic Network (DSN) entered into a lease extension agreement dated June 2018; and

March 4, 2020

WHEREAS, the lease extension agreement requires the DSN to construct a parking lot and landscape improvements to the existing grass area located to the north of the multi-purpose surface courts; and

WHEREAS, the DSN was required to complete this project at their sole cost and expense, no later than May 31, 2019; and

WHEREAS, due to unforeseen circumstances the construction would be better suited to be completed after the 2020 summer season to minimize any disruption in the beach club parking.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of Deal that approval of the extension of the parking lot and landscape improvements shall be completed at the sole cost and expense by the Deal Sephardic Network by May 31, 2021.

Seconded by Mayor Cohen

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Simhon offers the following Resolution:

Resolution 20-41

WHEREAS, the Borough is in the need of a camera system to video any sanitary and storm sewer lines; and

WHEREAS, the DPW Superintendent has researched, tested and recommended the purchase of the Standard Rovver X System from Jet Vac Equipment, Rockaway, NJ; and

WHEREAS, this equipment is available for purchase from Sourcewell Cooperative Purchasing; and

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of Deal that the Standard Rovver X System be purchased from Jet Vac Equipment, Rockaway, NJ at a cost of \$86,482.70.

Seconded by Commissioner Ades

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Simhon offers the following Resolution:

Resolution 20-42

WHEREAS, the police department is in the need of upgrading their in-car cameras due to failures with the current equipment; and

WHEREAS, the police department has researched several different vendors and obtained quotes from 2 vendors; and

WHEREAS, the police department has recommended the purchase of the AXON Fleet 2 Camera at a cost of \$33,816.00

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of Deal, Monmouth County approves the purchase of the Axon Fleet 2 Camera at a cost of \$33,816.00.

Seconded by Commissioner Ades

March 4, 2020

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Ades offers the following Resolution:

Resolution 20-43

**RESOLUTION AUTHORIZING RELEASE OF MAINTENANCE
BOND, CONGREGATION BEIT YOSEF OF DEAL, INC.,
BLOCK 22 LOT 4**

WHEREAS, Congregation Beit Yosef of Deal, Inc., posted a Maintenance Bond with the Borough of Deal in the amount of \$11,175.00 for the on-site improvements associated with the development of this project on Block 22, Lot 4; and

WHEREAS, upon review of the construction status and associated paperwork, the Borough Engineer has found that all on-site improvements have been completed in accordance with the approved plans and has recommended the release of the maintenance bond conditional on payment of all fees in his correspondence to the Borough of Deal dated February 25, 2020; and

WHEREAS, the Borough Engineer has provided a final bill in the amount of \$310.00 to be paid from the \$11,175.00 maintenance bond.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of Deal, that 1) all of the on-site improvements covered by the aforementioned maintenance bond are hereby accepted; 2) therefore, said maintenance bond posted by Congregation Beit Yosef of Deal, Inc., cash surety bond in the amount of \$11,175.00 be and is hereby released less the final payment of \$310.00.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Ades offers the following Resolution:

Resolution 20-44

WHEREAS, the Borough is in the need for a computer IT work to repair and maintain the Borough's computer network; and

WHEREAS, the Borough has researched and recommends Ellicott Network Consultants, Manasquan NJ.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of Deal that an agreement for the computer IT services be approved with Ellicott Network Consultants, Manasquan, NJ.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Ades offers the following Resolution:

Resolution 20-45

WHEREAS, due to the fact the Board of Commissioners will be holding one meeting for the month of March; and

March 4, 2020

WHEREAS, payroll and miscellaneous expenses must be approved for payment.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of Deal that payroll and associated deductions for the period ending February 29, 2020 be approved in the amount not to exceed \$300,000.00; and

BE IT FURTHER RESOLVED that the miscellaneous expenses not to exceed the amount of \$300,000.00 be paid at this time.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Simhon offers the following Resolution:

Resolution 20-46

WHEREAS, the Court Administrator will be not be available from March 12, 2020 through March 29, 2020; and

WHEREAS, the Court Administrator has found two (2) staff personnel from Bradley Beach Court to handle off-hour calls and court coverage 3 days a week.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of Deal that Patty Megill will cover off-hour calls and Cathy Smith will cover 3 days per week coverage of the Deal Municipal Court.

Seconded by Commissioner Ades

Roll Call: Ayes 3; Cohen, Ades & Simhon

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

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

A report of the disbursement checks for the Municipal Court for the month of February was received from Krystal Reiner.

A resolution was received from the Monmouth County Board of Chosen Freeholders supporting the effort to bring the new headquarters of the Army's 4th Corps to Joint Base McGuire-Dix-Lakehurst.

A letter was received from the Borough of Bradley Beach advising of their Annual Memorial Day Parade on May 25, 2020.

A letter was received from Habitat for Humanity seeking help in making residents aware of a program that provides handicap ramps for residents who earn less than 70% of area median income.

A letter was received from Jennifer Soffen requesting use of the Deal Casino for their wedding reception in August. The Board of Commissioners approved the use upon details being worked out.

March 4, 2020

A letter was received from Benjamin Braka for the demolition of his residence at 25 Almyr Avenue. The Board of Commissioners approved the demolition.

An email was received from Abie Douek, requesting permission for a 5k race on August 16th in the area of Monmouth Terrace. The Board of Commissioners approved the race subject to an approved traffic plan from the Police Department.

An email was received from Paul Buerck for use of the Deal Casino pool from 6:15 am – 8 am during the summer months for the Monmouth Barracudas Swim Club. The Board of Commissioners approved the use.

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 20-03 of the Warrant Register in the amount of \$423,703.93.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Mayor Cohen moved to open the floor to public comments, seconded by Commissioner Simhon and approved.

Barbara Coffey, 85 Norwood Avenue, asked the Board of Commissioners if the parking lot construction at the Conover Pavilion is on hold, Mayor Cohen stated that it was. Ms. Coffey asked about the wedding reception being held in the Deal Casino and people walking into lockers. Ms. Coffey was advised that Security will be required to keep the guests in the area of the pool deck. Ms. Coffey asked the status of the furniture that will be allowed at the Deal Casino. Mayor Cohen stated that furniture will need to be white and royal blue. Ms. Coffey asked about the temporary fire drivers were brought in to reduce cost. Mayor Cohen stated the 2 new full time hires were hired at a lower salary and savings.

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, which will be on Wednesday, April 1, 2020 at 9:00 A.M.

There being no further business or comments, it was moved by Commissioner Simhon and seconded by Commissioner Ades that the meeting be adjourned at 9:32 A.M.

SC _____

MA _____

DS _____

Clerk