

A regular meeting of the Board of Commissioners of the Borough of Deal, New Jersey was held on April 2, 2024 at 7:00 P.M. This meeting was conducted in the Court Room at Borough Hall.

Mayor Cohen led 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 Simhon & Commissioner Kassin

Also Present: Ian Goldman, Borough Attorney

It was moved by Commissioner Simhon, seconded by Commissioner Kassin, and move unanimously that the minutes of the previous meetings held on March 5, 2024 be approved as recorded.

PUBLIC HEARING AND ADOPTION

Ordinance 1280 Various Improvements to Police Department was introduced on March 5, 2024 and the public hearing is scheduled for today, April 2, 2024. Mayor Cohen moved to open the meeting for public comment on Ordinance #1280, seconded by Commissioner Simhon and approved. Mayor Cohen invited public comment.

Commissioner Kassin inquired as to what the money will be used for.

Police Chief Ronen Neuman responded to upgrade the police car radios.

Mary Anne Cronheim, 88 Monmouth Drive, asked if this will make Deal up to date with other towns.

Police Chief Ronen Neuman responded yes.

There were no other comments, and the floor was closed to public comments.

Mayor Cohen moved to adopt Ordinance 1280, seconded by Commissioner Simhon.

Roll Call: Ayes 3; Cohen, Simhon & Kassin

CAPITAL ORDINANCE NO. 1280

CAPITAL ORDINANCE PROVIDING FOR THE PURCHASE OF AND VARIOUS IMPROVEMENTS TO POLICE DEPARTMENT EQUIPMENT AND APPROPRIATING \$1,335,000 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 \$ 1,335,000, said sum being inclusive of \$ 1,335,000 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, 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 2024 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 \$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 1281 Various Improvements to Streets & Drains was introduced on March 5, 2024 and the public hearing is scheduled for today, April 2, 2024. Mayor Cohen moved to open the meeting for public comment on Ordinance #1281, seconded by Commissioner Simhon and approved. Mayor Cohen invited public comment.

Barbara Coffey, 85 Norwood Avenue, asked which streets are being addressed through this, and if Richmond Ave. and Poplar Ave. will be included.

Mayor Cohen responded Richmond Ave. will be one of the streets.

Ronen Neuman, Police Chief/Acting Administrator, responded Poplar Ave. is part of an emergency repair right now.

There were no other comments, and the floor was closed to public comments.

Commissioner Simhon moved to adopt Ordinance 1281, seconded by Commissioner Kassins

Roll Call: Ayes 3; Cohen, Simhon & Kassins

CAPITAL ORDINANCE NO. 1281

CAPITAL ORDINANCE PROVIDING FOR THE VARIOUS IMPROVEMENTS TO STREETS AND DRAINS AND APPROPRIATING \$1,200,000.00 THEREFOR, AND PROVIDING THAT SUCH SUM APPROPRIATED SHALL BE RAISED FROM CAPITAL IMPROVEMENT FUND AND GRANTS IN AID 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 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 \$1,200,000, said sum being inclusive of \$1,200,000 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 2024 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 \$200,000 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.

Ordinance 1282 Various Improvements to Deal Beaches was introduced on March 5, 2024 and the public hearing is scheduled for today, April 2, 2024. Mayor Cohen moved to open the meeting for public comment on Ordinance #1282,

seconded by Commissioner Simhon and approved. Mayor Cohen invited public comment.

Barbara Coffey, 85 Norwood Avenue, asked if there were any projects specifically to be used for this.

Ronen Neuman, Police Chief/Acting Administrator, responded the Borough plans on fixing the roof at the Casino.

There were no other comments, and the floor was closed to public comments.

Commissioner Simhon moved to adopt Ordinance 1282, seconded by Commissioner Kassin.

Roll Call: Ayes 3; Cohen, Simhon & Kassin

CAPITAL ORDINANCE NO. 1282

CAPITAL ORDINANCE PROVIDING FOR THE VARIOUS IMPROVEMENTS TO THE DEAL BEACHES 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 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 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 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 2024 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 \$20,000.00 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 1283 to Amend Chapter VI Beach Regulations was introduced on March 5, 2024 and the public hearing is scheduled for today, April 2, 2024. Mayor Cohen moved to open the meeting for public comment on Ordinance #1283, seconded by Commissioner Simhon and approved. Mayor Cohen invited public comment.

Barbara Coffey, 85 Norwood Avenue, asked if the placement of chairs before hand to be removed from the Ordinance and about a private company setting up chairs on the beach.

Mayor Cohen responded no as it benefits the visitors of the beach to be able to do so.

Commissioner Simhon responded there is a lot of room on the beach to allow chairs to be set up before hand the day of.

Commissioner Kassin stated it is a normal thing to place chairs on the beach and move around.

Ian Goldman, Borough Attorney, advised he will look into the legality of a private company possibly setting up chairs on the beach.

There were no other comments, and the floor was closed to public comments.

Mayor Cohen moved to adopt Ordinance 1283, seconded by Commissioner Simhon.

Roll Call: Ayes 3; Cohen, Simhon & Kassin

ORDINANCE #1283

AN ORDINANCE AMENDING CHAPTER VI OF THE "REVISED GENERAL ORDINANCES OF THE BOROUGH OF DEAL, 1982" Beach Regulations

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

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

Section 2. Subsection 6-1.6d **Conover Pavilion** is amended to read as follows:

d. No tent or similar structures shall be permitted on the beach. Any structure with one complete side is not permitted. Any structure similar to a Cool Cabana are permitted. No member or guest may stake out an area of the beach or use wind screens to block off any section of beach to claim that area. Wind screens under 3 feet are permitted. Chair placement beforehand is permitted on the same day.

Section 3. Subsection 6-2.2 #17 **Deal Casino Beach Club** is amended to read as follows:

17. No tent or similar structure shall be permitted on the beach. Any structure with one complete side is not permitted. Any structure similar to a Cool Cabana are permitted. No member or guest may stake out an area of the beach or use wind screens to block off any section of beach to claim that area. Wind screens under 3 feet are permitted. Chair placement beforehand is permitted on the same day.

Section 4. Subsection 6-6.8p **Public Beach** is amended to read as follows:

p. No tent or similar structure shall be permitted on the beach. Any structure with one complete side is not permitted. Any structure similar to a Cool Cabana are permitted. No member or guest may stake out an area of the beach or use wind screens to block off any section of beach to claim that area. Wind screens under 3 feet are permitted. Chair placement beforehand is permitted on the same day.

Section 5. Subsection 7 **Beach Facility Rental Fee Schedule** shall be read as follows:

6-7.1 Beach Facility Rental Rates:

The following fees are hereby established for the use of the specified Borough facilities and services:

- a. Deal Casino: A fee of \$5,000.00 shall be charged for the use of the Deal Casino facility.
- b. Deal Casino Parking Lot: A fee of \$1,500.00 shall be charged for the use of the parking lot associated with the Deal Casino.
- c. Conover Pavilion: A fee of \$3,000.00 shall be charged for the use of the Conover Pavilion facility.
- d. Conover Pavilion Parking Lot: A fee of \$1,000.00 shall be charged for the use of the parking lot associated with the Conover Pavilion.

6-7.2 Municipal Employees (additional cost for Staff to be on site)

e. The following fees are additional costs associated with events on Borough Property:

Beach Manager	\$75.00/ hr. (up to a maximum of \$500.00)
Fire Official	\$75.00/ hr.
Public Works	\$65.00/ hr.
Security staff	\$25.00/hr.
Lifeguard(s)	\$25.00/ hr.
Janitorial staff	\$25.00/ hr.

Section 6: Payment Terms

All fees outlined in Section 6-7.1 of this ordinance shall be payable in advance to the Borough of Deal. The Borough reserves the right to refuse service or access to facilities if full payment is not received as per the stipulated terms.

All fees outlined in Section 6-7.2 of this ordinance shall be payable following the event to the Borough of Deal. The organization will be provided a bill for service hours from the Borough outlining hours worked and services provided. An estimate will be provided to the organization prior to the event and following the event a bill with exact hours worked will be prepared and payment expected upon receipt.

Section 7. If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

Section 8. All ordinances or parts of ordinances inconsistent with or in conflict with the Ordinance are hereby repealed to the extent of such inconsistency.

Section 9. This Ordinance shall take effect upon passage and publication according to law.

ORDINANCE INTRODUCTION

Ordinance 1284 Amending Chapter X Vehicles and Traffic was introduced by Mayor Cohen, seconded by Commissioner Simhon. Roll Call: Ayes 3; Cohen, Simhon & Kassin

Public Hearing for this ordinance will be given on May 1, 2024 at 7:00 P.M.

ORDINANCE 1284

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:

10-14 PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS

No person shall park a vehicle at any time upon any streets or parts thereof described.

<u>Name of Street</u>	<u>Sides</u>	<u>Location</u>
Alleyway (1 st west of Route NJ 71 (Norwood Avenue))	Both	Between Phillips Avenue and Campbell Court.
	Both	From the northerly curb line of Brighton Avenue to a point 50 feet northerly therefrom.
Alleyway (2 nd west of Route NJ 71 (Norwood Avenue))	Both	Entire length.
Beringer Road	Both	From the easterly terminus to a point 85 feet west.
Brighton Avenue	North	From the westerly curb line of Route NJ 71 (Norwood Avenue) to a point 35 feet westerly therefrom.
	North	From the easterly curb line of Route NJ 71 (Norwood Avenue) to a point 85 feet easterly therefrom.
	South	From the westerly curb line of

		Route NJ 71 (Norwood Avenue) to a point 80 feet westerly therefrom.
	South	From the easterly curb line of Route NJ 71 (Norwood Avenue) to a point 50 feet easterly therefrom.
Clem Conover Road	Both	From the easterly terminus to a point 60 feet west.
Darlington Road	North	From the easterly terminus to a point 125 feet west.
Deal Casino	South	From the easterly terminus to a point 75 feet west. Except in such places as are designated by painted lines in the area provided for parking.
Deal Esplanade	Both	From the easterly terminus to a point 150 feet west.
Drummond Road	Both	Entire length.
Hathaway Avenue	Both	Monmouth Terrace to easterly terminus.
Jerome Avenue	Both	From the easterly terminus to a point 85 feet west.
Neptune Avenue	Both	Monmouth Terrace to easterly terminus.
Ocean Avenue	Both	Entire length.
Ocean Lane	Both	From the easterly terminus to a point 60 feet west.
Parker Avenue	North	Between the east side of Route NJ 71 (Norwood Avenue) and the west side of Ocean Avenue.
Pearl Court	South	Entire length.
	East	Entire length.
Phillips Avenue	North	East of Ocean Avenue
Phillips Avenue	South	East of Ocean Avenue from May 1 st through September 15 th

Roosevelt Avenue	North	Between Pleasant Place and Route NJ 71 (Norwood Avenue).
	Both	From the easterly curb line of Ocean Avenue to a point 100 feet easterly therefrom.
	Both	From the westerly curb line of Ocean Avenue to a point 100 feet westerly therefrom.
Roseld Avenue	Both	From the easterly terminus to a point 75 feet west.
	North	Eastward for a distance of 115 feet from the projected easterly curb line on Route NJ 71 (Norwood Avenue).
	North	Westward for a distance of 125 feet from the projected westerly curb line of Route NJ 71 (Norwood Avenue).
	South	From the westerly curb line of Route NJ 71 (Norwood Avenue) to a point 50 feet westerly therefrom.
	South	From the border with the Township of Ocean easterly to the western boundary of the Deal Board of Education property.
Runyan Avenue	Both	From the easterly terminus to a point 425 feet west.
	North	Between the east side of Route NJ 71 (Norwood Avenue) and the west side of Ocean Avenue.
Jacobs Lane	Both	Entire length.

Section 3. If any section, paragraph, subdivision, clause, or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

Section 4. All ordinances or parts of ordinances inconsistent with or in conflict with the Ordinance are hereby repealed to the extent of such inconsistency.

Section 5. This Ordinance shall take effect upon passage and publication according to law.

Ordinance 1285 Amending Chapter IV Police Department was introduced by Mayor Cohen, seconded by Commissioner Simhon. Roll Call: Ayes 3; Cohen, Simhon & Kassin

Public Hearing for this ordinance will be given on May 1, 2024 at 7:00 P.M.

ORDINANCE 1285

**AN ORDINANCE AMENDING CHAPTER IV OF
“REVISED GENERAL ORDINANCES OF
THE BOROUGH OF DEAL, 1982”
Police Department**

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

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

Section 2.

Subsection 2-25 Police Department is amended to read as follows:

2-25 POLICE DEPARTMENT.

2-25.1 Department Established.

There is established a Police Department within the Borough of Deal, the head of which shall be the Chief of Police. (Ord. No. 996)

Editor's Note: Prior history includes 1972 Code Chapter IV and Ord. No. 817.

2-25.2 Appropriate Authority.

The Mayor as the Director of Public Affairs and Public Safety shall be designated as the appropriate authority as provided in New Jersey State Statutes. The appropriate authority shall adopt and promulgate rules and regulations for the governing of the Police Department and for the discipline of its members. (Ord. No. 996; Ord. No. 1100)

2-25.3 Chief of Police: Appointment.

There is hereby established the office of Chief of Police. The Chief of Police shall be appointed by the Director of Public Safety and confirmed by the Board of Commissioners of the Borough of Deal. The Chief will report directly to and be accountable to the Director of Public Safety, the Board of Commissioners, the Administrator and/or their designees. (Ord. No. 996)

2-25.4 Uniformed Officer.

In addition to the Chief of Police, the Borough of Deal Police Force shall consist of a number of uniformed officers who shall occupy the following ranks:

- a. Captain of police
- b. Lieutenant of Police
- c. Sergeants of police
- d. Patrol Officers

(Ord. No. 996)

2-25.5 Number of Officers.

- a. The number of officers in each rank shall be determined by the Chief of Police and confirmed by the Board of Commissioners of the Borough of Deal. The number of uniformed officers shall be of sufficient number to preserve and maintain the peace and good order of the Borough at all times of the year.
- b. The following number of Superior Officers have been established as follows:
Maximum of one (1) Captain
Maximum of two (2) Lieutenants

Maximum of six (6) Sergeants with preference of four (4).

(Ord. No. 996; Ord. No. 999; Ord. No. 1012)

2-25.6 Civilian Personnel.

- a. In addition to the uniformed officers, the Borough of Deal Police Department may consist of civilian personnel, whose duties shall be to assist in the operation of the Police Department. Civilian personnel, whose numbers shall be determined by the Chief of Police, may consist of dispatchers, crossing guards, matrons and mechanics. All civilian personnel shall be governed by the applicable rules and regulations of the Deal Police Department.

(Ord. No. 996)

2-25.7 Reserved.

2-25.8 Chief of Police: Compensation; Powers and Duties; Removal from Office.

- a. The Chief of Police shall be a person experienced in the operation and administration of a municipal force. He shall receive such compensation as shall be fixed from time to time by a general salary ordinance.
- b. The Chief of Police, subject to the supervision of the Director of Department of Public Safety and the Borough Administrator or his designee, shall exercise control over the Police Force subject to all applicable statutes, ordinances and regulations. The Chief of Police, who shall serve as the chief administrator and executive of the Police Department, shall be responsible for the day-to-day operation of the Police Department and shall, subject to the policies promulgated by the Board of Commissioners and under the supervision of the Borough Administrator, have the power and responsibility to:
 1. Plan, organize, direct, supervise and review all activities of the Police Department.
 2. Coordinate the efforts of the Police Force with the court system.
 3. Prepare annual budget requests and recommendations for the Police Department and review all requests for expenditures.
 4. Direct the training of the Police Force in the law and in the technique and procedures of the various functions of the force, with particular attention to personnel at the supervisory level.
 5. Supervise and direct all the operations of the Police Force utilizing supervisory personnel in the Police Force.
 6. Determine the powers, functions, duties and assignments of officers and personnel of the Department.
 7. Establish work schedules; determine shift assignments and geographic temporal deployments.
 8. Cause the Police Department and its officers to obey and comply with the Manual of Rules and Regulations of the Police Force of the Borough of Deal, as adopted and amended from time to time by the Board of Commissioners.

Editor's Note: See also subsection 2-25.9, Rules and Regulations.

9. Promulgate, administer and enforce all other rules and regulations, including such emergency directives as may from time to time be necessary to provide for the disposition, use and discipline of the persons and property of the Police Department.
10. When necessary and in appropriate circumstances, cause investigations to be made, and to then proceed upon the basis of such investigations to take or recommend disciplinary action against members of the Police Department who are found to have violated the rules and regulations referred to.
11. Develop policies, procedures, written manuals and instructions for the Police Department.

12. Attend meetings and public gatherings to explain the safety activities and functions and to elicit citizen support of Police projects.
13. Plan and supervise programs of crime and accident prevention for the community.
14. Respond to the scene of major criminal activity and other major conditions that affect public safety, and may personally direct public safety activities as the scene.
15. Work with community groups to foster community action related to public safety activities.
16. Supervise effective programs for street lighting, signs and traffic control to ensure vehicle and pedestrian safety.
17. Recruit and recommend candidates for positions in the Police Force in reference to appointments and promotions, suspensions and other disciplinary actions pursuant to law.
18. Report at least monthly or as directed to the Director of the Department of Public Safety, in such form as shall be prescribed, on the operation of the force during the preceding month and make such other reports as may be requested.

c. *Removal from Office.*

1. The Chief of Police may be removed from office for cause, defined as:
 - (a) Failure to perform the duties of Chief of Police as defined in this chapter.
 - (b) Mental and/or physical incompetence to perform the duties of the position of the Chief of Police.
 - (c) Conviction of a crime.
 - (d) Personal behavior of a nature which impairs his ability to perform the duties of the position of the Chief of Police or brings disrepute on the Borough of Deal.

(Ord. No. 996)

2-25.9 Rules and Regulations.

The Board of Commissioners shall establish by resolution and may amend and repeal by resolution such rules and regulations as it may deem necessary for the government and efficient working of the entire Department. The rules and regulations, when adopted, shall be posted by the Director of Public Safety within five (5) days after their adoption in the room in the Municipal Building assigned to the Police Department, and a copy thereof delivered to every member of the Department. (Ord. No. 996)

2-25.10 Promotional Procedures.

Promotional procedures will be promulgated at the discretion of the Board of Commissioners upon demonstrable organizational requirements. Promotional and eligibility requirements shall be established and articulated by the Board of Commissioners prior to the initiation of the promotional process. The promotional process for the rank of sergeant shall involve multidimensional testing and may be administered by the New Jersey State Association of Chiefs of Police followed by a subsequent evaluation by a Promotional Review Board appointed by the mayor. The promotional process for the rank(s) of lieutenant and captain shall consist of a specific project followed by a subsequent evaluation by the Promotional Review Board appointed by the mayor. The Board of Commissioners reserves the right to initiate the promotional procedure as needed. Promotional procedures will be made available sixty (60) days prior to the examination for the rank of Sergeant. The Board of Commissioners may allow the candidates for the rank(s) of lieutenant and captain up to thirty (30) days to complete a specific project. (Ord. No. 996)

2-25.11 Minimum Position Qualifications.

a. *Police Officer.*

1. Age: Must be at least eighteen (18) years of age.
2. Citizenship: Must be a citizen of the United States.

3. Morality: Of good moral character; never convicted of any crime or criminal offense of any type involving moral turpitude or an offense involving dishonesty, or a crime of the third degree or above.
 4. Education: Must have an associate's degree, but a bachelor's degree shall be preferred and meet all standards of the Police Department.
 5. Written Exam: Pass any and all written exams prescribed by the Chief of Police with the approval of the Board of Commissioners.
 6. Physical: Weight in proportion to height able to pass physical agility test.
 7. Medical: Applicant should be medically fit and sound, exhibiting no physical impairment which would render the applicant incapable of performing the duties of a Police Officer. Applicant must pass a complete medical evaluation including fitness for duty and drug screen. Be able to distinguish colors accurately and have 20/20 vision (eyeglasses acceptable).
 8. Psychological: Candidates will be examined by a professional to determine that candidate's intellectual and mental fitness for a position as a Police Officer.
 9. Oral Interview: Conducted by police examining teams who shall refer two (2) to five (5) candidates, if otherwise qualified per opening to the Chief of Police. Additional oral exams may be conducted by the Chief of Police, Borough Administrator, and/or Board of Commissioners.
 10. Background: Candidate will undergo a thorough background investigation including but not limited to FBI, State Police, MVC, local police, schools, credit bureau, family, etc.
 11. Driver's License: Candidate must possess a valid New Jersey Motor Vehicle Commission driver's license at time of appointment.
 12. Appointment: By the Board of Commissioners.
 13. Training as a Certified Emergency Medical Technician preferred.
 14. New appointments to the Police Department will be required to serve a twelve (12) month probationary period prior to a permanent appointment to the Police Department.
 15. Hiring procedures will be at the discretion of the Mayor, Board of Commissioners, Administrator and Chief of Police in accordance with all applicable State and Federal statutes.
- b. *Sergeant of Police.*
1. Experience: Five (5) years as a Police Officer with the Borough of Deal Police Department.
 2. Once the promotional exam is announced all eligible candidate(s) must indicate their intention to take or decline the test by so indicating said desire by signing the form provided by the Chief of Police. The candidate(s) resume must be submitted with this form.
 3. Education: Candidate(s) will meet all standards of the Deal Police Department. An Associate's Degree shall be required, but a Bachelor's Degree shall be preferred. Candidate(s) shall be issued points for their level of education. Candidate(s) with no educational degrees shall receive 1 point, candidate(s) with military service shall receive 1 point, candidate(s) with an associate degree shall receive 2 points, candidate(s) with a Bachelor's Degree shall receive 3 points, candidate(s) with a Master's Degree shall receive 4 points and candidate(s) with a Doctorate Degree shall receive 5 points. Education shall account for 5% of the overall score in the evaluation.
 4. Years of Service: Candidate(s) shall be issued points for years of Service as a Deal Police Officer. Each candidate shall receive one-quarter (.25) point for each year completed as a Deal Police Officer at the time the promotional exam is announced. The maximum allotted points for a candidate to accumulate in this phase are 5 points. Years of service shall account for 5% of the overall score in the evaluation.

5. Written and Oral Exam: Obtain a cumulative passing score of 70% on the written and oral exams. Both the written and the oral examinations will be approved and administered by the New Jersey State Association of Chiefs of Police or an outside consultant. The successful completion of these two tests will constitute 60% of the overall score in the evaluation. If the New Jersey Association of Chiefs of Police is not utilized for the testing, the total percentage distribution for each phase of the promotional process will be determined prior to the testing procedure. An examination information/reading list shall be provided to each candidate.
 6. The Promotional Review Board shall be chaired by the mayor or his designee. The Board shall consist of a Borough Commissioner (if available), the Borough Administrator and the Chief of Police. The interview, evaluation and appointment will be based upon the totality of the candidate(s) past performance of his duties by the Promotional Review Board. This phase shall be valued at 30% of the overall score. Each candidate will be provided with a list of dimensions where questions will be derived to evaluate a candidate's competencies.
 7. The candidate(s) chosen for the position shall be subjected to a Psychological Evaluation of the candidate's intellectual and psychological status; assessment of candidate's ability to supervise and to relate to others particularly in the chain of command. Background investigation will include but not be limited to CCH and MVC checks.
 8. Final appointments will be made by the mayor and confirmed by the Board of Commissioners to the rank of Probationary Sergeant and will serve a probationary period of six months before the permanent appointment to Sergeant.
 9. The final list shall be deemed valid for a period of one year from the date of promotion. The final list may be extended at the discretion of the Board of Commissioners as deemed appropriate. As such, the Board of Commissioners of the Borough of Deal reserves the right to call for an additional examination as deemed appropriate.
- c. *Lieutenant of Police.*
1. Experience: Eight (8) years as a Police Officer with the Borough of Deal Police Department and must previously have been serving in the rank of Sergeant for two (2) years at the time the promotion process is announced.
 2. Once the promotional process is announced all eligible candidate(s) must indicate their intention to take or decline the promotion process by so indicating said desire by signing the form provided by the Chief of Police. The candidate(s) resume must be submitted with this form.
 3. Education: Candidate will meet all standards of the Deal Police Department. An Associate Degree shall be required, but a Bachelor's Degree shall be preferred. Candidate(s) shall be issued points for their level of education. Candidate(s) with no degrees shall receive 1 point, candidate(s) with military service shall receive 1 point, candidate(s) with an associate degree will receive 2 points, candidate(s) with a Bachelor's Degree shall receive 3 points, candidate(s) with a Master's Degree shall receive 4 points and candidate(s) with a Doctorate Degree shall receive 5 points. Education shall account for 5% of the overall score in the evaluation.
 4. Years in Grade as a Supervisor: Candidate(s) shall be issued points for Years in Grade as a Deal Police Supervisor. Each candidate shall receive one-half (.5) point for each year completed as a Deal Police Supervisor at the time the promotional exam is announced. The maximum allotted points for a candidate to accumulate in this phase are 5 points. Years in Grade as a Supervisor shall account for 5% of the overall score in the evaluation.
 5. Proposed Project: Each candidate will be required to prepare a proposed project. The Borough of Deal will determine the topic(s) for the project. The Borough of Deal will establish a timeframe to complete the proposed project. The project will be evaluated by the Chief of Police or his designee, the Borough Administrator or his designee, and the mayor or his designee. The Mayor may choose to designate a Borough Commissioner to participate in the oral review board. This phase shall be valued at 30% of the overall score in the evaluation.

6. Promotional Review Board: The Promotional Review Board shall be chaired by the Mayor or his designee. The Promotional Review Board shall consist of a Borough Commissioner (if available), the Borough Administrator or his designee, and the Chief of Police or his designee. The interview, evaluation and appointment will be based upon the totality of the candidate(s) past performance of his duties and the candidate(s) leadership abilities. This phase shall be valued at 60% of the overall score in the evaluation.
 7. Background investigation will include but not be limited to CCH and MVC checks.
 8. The candidate(s) chosen for the position may be subjected to a Psychological Evaluation of the candidate's intellectual and psychological status; assessment of candidate's ability to supervise and to relate to others particularly in the chain of command.
 9. Final appointments will be made by the mayor and confirmed by the Board of Commissioners to the rank of Probationary Lieutenant and will serve a probationary period of (6) six months before the permanent appointment to Lieutenant.
 10. The final list shall be deemed valid for a period of one year from the date of promotion. The final list may be extended at the discretion of the Board of Commissioners as deemed appropriate. As such, the Board of Commissioners of the Borough of Deal reserves the right to call for an additional examination as deemed appropriate.
- d. *Captain of Police.*
1. Experience: Eight (8) years as a Police Officer with the Borough of Deal Police Department, must have previously been serving in the rank of Lieutenant with the Borough of Deal Police Department.
 2. Once the promotional exam is announced all eligible candidate(s) must indicate their intention to take or decline the promotion process by so indicating said desire by signing the form provided by the Chief of Police. The candidate(s) resume must be submitted with this form.
 3. Education: Candidate will meet all standards of the Deal Police Department. An Associate Degree shall be required, but a Bachelor's Degree shall be preferred. Candidate(s) shall be issued points for their level of education. Candidate(s) with no degrees shall receive 1 point, candidate(s) with military service shall receive 1 point, candidate(s) with an associate degree will receive 2 points, candidate(s) with a Bachelor's Degree shall receive 3 points, candidate(s) with a Master's Degree shall receive 4 points and candidate(s) with a Doctorate Degree shall receive 5 points. Education shall account for 5% of the overall score in the evaluation.
 4. Years in Grade as a Supervisor: Candidate(s) shall be issued points for Years in Grade as a Deal Police Supervisor. Each candidate shall receive one half (.5) point for each year completed as a Deal Police Supervisor at the time the promotional exam is announced. The maximum allotted points for a candidate to accumulate in this phase are 5 points. Years in Grade as a Supervisor shall account for 5% of the overall score in the evaluation.
 5. Proposed Project: Each candidate will be required to prepare a proposed project. The Borough of Deal will determine the topic(s) for the project. The Borough of Deal will establish a timeframe to complete the proposed project. The project will be evaluated by the Chief of Police or his designee, the Borough Administrator or his designee, and the Mayor or his designee. The mayor may choose to designate a Borough Commissioner to participate in the oral review board. This phase shall be valued at 30% of the overall score in the evaluation.
 6. Promotional Review Board: The Promotional Review Board shall be chaired by the Mayor or his designee. The Promotional Review Board shall consist of a Borough Commissioner (if available), the Borough Administrator or his designee, and the Chief of Police or his designee. The interview, evaluation and appointment will be based upon the totality of the candidate(s) past performance of his duties and the

candidate(s) leadership abilities. This phase shall be valued at 60% of the overall score in the evaluation.

7. Background investigation will include but not be limited to CCH and MVC checks.
8. The candidate(s) chosen for the position may be subjected to a Psychological Evaluation of the candidate's intellectual and psychological status; assessment of candidate's ability to supervise and to relate to others particularly in the chain of command.
9. Final appointments will be made by the Mayor and confirmed by the Board of Commissioners to the rank of Probationary Captain and will serve a probationary period of six months before the permanent appointment to Captain.
10. The final list shall be deemed valid for a period of one year from the date of promotion. The final list may be extended at the discretion of the Board of Commissioners as deemed appropriate. As such, the Board of Commissioners of the Borough of Deal reserves the right to call for an additional examination as deemed appropriate.

e. *Chief of Police.*

1. Experience: Ten (10) years with the Borough of Deal Police Department, must have previously been serving in either the rank of Lieutenant or Captain with the Borough of Deal Police Department.
2. Once the promotional exam is announced all eligible candidate(s) must indicate their intention to take or decline the promotion process by so indicating said desire by signing the form provided by the Chief of Police. The candidate(s) resume must be submitted with this form.
3. Education: Candidate will meet all standards of the Deal Police Department. A bachelor's degree shall be required, but a master's degree shall be preferred. Candidate(s) shall be issued points for their level of education. Candidate(s) with no degrees shall receive 1 point, candidate(s) with military service shall receive 1 point, candidate(s) with an associate degree will receive 2 points, candidate(s) with a bachelor's degree shall receive 3 points, candidate(s) with a master's degree shall receive 4 points and candidate(s) with a Doctorate Degree shall receive 5 points. Education shall account for 5% of the overall score in the evaluation.
4. Years in Grade as a Supervisor: Candidate(s) shall be issued points for Years in Grade as a Deal Police Supervisor. Each candidate shall receive one half (.5) point for each year completed as a Deal Police Supervisor at the time the promotional exam is announced. The maximum allotted points for a candidate to accumulate in this phase are 5 points. Years in Grade as a Supervisor shall account for 5% of the overall score in the evaluation.
5. Promotional Review Board: The interview shall be conducted by the Chief of Police or his designee, the Borough Administrator or his designee, the mayor, or his designee. The mayor may choose to designate a Borough Commissioner to participate in the promotional review board. These individuals will be referred to as the (Police Committee) The interview shall focus on, but not limited to, the candidates' knowledge of the Borough of Deal form of government, police administration, leadership abilities and management skills, team development, municipal and police budget process, staffing, community policing and any other relative personal experience related to the promotion process. All candidates shall be given the same questions by the Police Committee. The Borough Administrator shall keep written records of the scoring for each of the candidates' responses. This phase shall be valued at 60% of the overall score in the evaluation.
6. Record Review: The review of the personnel records shall be conducted by the Police Committee. The candidates' personnel records will include but not limited to sick leave, disciplinary actions, training, and accomplishments. Attendance is averaged over the previous full five (5) calendar years, excluding severe illness, injury, or absence in compliance with the Family Medical Leave Act. If more than sixty (60) hours of sick leave was used annually, three (3) points will be deducted from the candidate's overall score for each of those years. Disciplinary action,

each major sustained disciplinary action (suspension of more than five (5) days) will result in a deduction of five points. Each minor sustained disciplinary action of a (five (5) days suspension or less) will result in a deduction of (1) point. Candidate's training received over the course of career. What the candidate has accomplished throughout his/her career. This phase shall be valued at 30% of the overall score in the evaluation.

7. The candidate(s) chosen for the position maybe be subjected to a Psychological Evaluation of the candidate's intellectual and psychological status; assessment of candidate's ability to supervise and to relate to others particularly in the chain of command. Background investigation will include but not be limited to CCH and MVC checks.
8. Final appointments will be made by the Mayor and confirmed by the Board of Commissioners to the rank of Chief of Police.
9. The final list shall be deemed valid for a period of one (1) year from the date of promotion. The final list may be extended at the discretion of the Board of Commissioners as deemed appropriate. As such, the Board of Commissioners of the Borough of Deal reserves the right to call for an additional examination as deemed appropriate.
10. In the absence of the Chief of Police or in the event of a vacancy, the Borough Commissioners shall appoint an Acting Chief of Police from among the current police department's leadership to serve until a new Chief is appointed.

(Ord. No. 996; Ord. No. 1013; Ord. No. 1067; Ord. No. 1981; Ord. No. 1135)

2-25.12 *Duties of Department.*

- a. The Police Department, pursuant to the directions of the Public Safety Director and subject to the policies established by the Chief of Police shall:
 1. Protect and preserve the constitutional rights and civil liberties of all, as afforded by the Constitution of the United State and the Constitutional of the State of New Jersey. Preserve the public peace, protect the quality of life, prevent crime, protect property, detect and arrest offenders against the penal laws and ordinances effective within the Borough, suppress riots, mobs and insurrections, disperse unlawful or dangerous assemblages and preserve order at all elections and public meetings and assemblages.
 2. Administer and enforce laws and ordinances to regulate, direct, control and restrict the movement of vehicular and pedestrian traffic and the use of the streets by vehicular and persons, to protect the safety and facilitate the convenience of motorists and pedestrians and to make and enforce rules and regulations not inconsistent with the State law.
 3. Remove or cause to be removed all nuisances in the public streets, parks and other public amusement or assemblage and all places of business requiring any State or municipal license or permit and report thereon to the appropriate department.
 4. Provide proper Police attendance and protection at fires and other emergencies.
 5. Provide the attendance of its members in court as necessary for the prosecution and trail of person charged with crimes and offenses and cooperate fully with the law enforcement and prosecuting authorities of Federal, State, County and municipal governments.
 6. Practice pro-active Community Policing so as to foster and maintain partnership with the community.

(Ord. No. 996)

2-25.13 *Removal and Suspension.*

Each regular Police Officer shall hold his office and continue in his employment during good behavior and efficiency and no person shall be removed from office of employment for any other cause than incapacity, misconduct, neglect of duty, conduct unbecoming a Police Officer,

disobedience of the rules and regulations established and hereafter established for the Department or absence from duty without just cause for five (5) days or more.

Any member of the Department may be suspended, removed, fined, or reduced from his office or employment therein, for just cause upon due notice and service of written charges and a hearing. (Ord. No. 996)

2-25.14 *Reserved.*

2-25.15 *Special Policemen.*

The Board of Commissioners may, as it deems necessary, appoint special law enforcement officers sufficient to perform the duties and responsibilities permitted by local ordinances authorized by N.J.S. 40A:14-146.10 through 40A:14-146.17 inclusive. (Ord. No. 996)

2-25.16 *Hours of Employment.*

The hours of employment for members of the Police Department shall work a (12) hour daily schedule and shall be evaluated annually on December 1st of each year. The Borough shall have the right to change the standard workweek schedule, work shifts, starting and stopping times, etc., at its sole discretion, as the Borough determines is necessary for the efficient and effective operation of the Deal Police Department.

2-25.17 *Salaries, Paid Holidays and Longevity.*

- a. *Salaries.* Effective November 13, 2023, and thereafter all Deal Police Department salaries shall be pursuant to appropriate collective bargaining agreements.

(Ord. No. 1069)

- b. *Paid Holidays, Compensatory Time.*

- 1. The Police Department personnel shall receive one (1) additional day's pay for each of the following holidays:

New Year's Day
 Lincoln's Birthday
 Washington's Birthday
 Easter Sunday
 Memorial Day
 Independence Day
 Labor Day
 Columbus Day
 Veteran's Day
 Thanksgiving Day
 Christmas Day

Such additional day's pay shall be paid at the end of the semi-monthly pay period during which such holiday falls.

- 2. The members of the Police Department shall be paid at the rate of one and one-half (1 1/2) times their salary rate for all hours spent on Police Duty over forty (40) hours per week. The members of the Police Department shall receive compensatory time, at the rate of time and one-half (1/2), for all hours spent on training and court appearances over forty (40) hours per work week.

(1972 Code § 4-10)

- c. *Longevity.* In addition, every member of the Police Department shall receive in addition to such annual base salary, a longevity increment computed according to the number of years such officer has been in the employee of the Borough of Deal as follows:

- 1. All employees hired prior to August 1, 2005, will receive (beginning January 1, 2005), in addition to base salary, annual longevity payments in accordance with the following schedule:

<i>Years of Service</i>	<i>Longevity</i>
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Upon completion of 5 years and up to completion of 10 years:	3%
Upon completion of 10 years and up to completion of 15 years:	6%
Upon completion of 15 years and up to completion of 20 years:	9%
Upon completion of 20 years and up to completion of 23 years:	12%
Upon completion of 23 years and thereafter:	15%

(Ord. No. 954 § 1)

2-25.18 Removed no longer have uniform allowance.

2-25.19 Uniforms.

- a. Officers will be required to comply with department rules and regulations regarding uniform maintenance and appearance.
- b. Effective January 1, 1999, any and all changes to the police uniform/equipment as set forth in the current Official Uniform Regulations and Specifications, or future updated versions, shall be at the expense of the Borough.

(Ord. No. 1069)

2-25.20 Health Insurance.

The Borough agrees to continue to provide all employees with the present health insurance coverage. All employees will be required to comply with the contribution requirements set forth in Chapter 78, P.L. 2011. (Ord. No. 1069)

2-25.21 Outside Employment.

The following shall apply to outside employment of off-duty Borough of Deal Police personnel by a contractor or third party for services:

- a. All requests for outside employment of Deal Police shall be through the Chief of Police, or his or her designee. Payment for these services from the contractor or third party shall be made to Jobs for Blue, a third-party venter who handles all off-duty employment.
- b. This subsection shall only apply to Borough of Deal Police personnel.
- c. The rate of compensation of off-duty Deal Police personnel will be billed at ninety dollars (\$90.00) per hour per officer. The minimum charge payable for such services shall be equal to a minimum of four (4) hours for each officer contracted for with the Borough. A cancellation fee equal to such minimum charge per officer shall be due and payable to Jobs for Blue where the request for such service is cancelled on less than 12-hour notice. (Ord. No. 1103)
- d. Jobs for Blue shall charge the contractor or third party an administrative fee, an amount above the rate set for the police personnel. In order to cover expenses incurred by the Borough resulting from off-duty employment, Jobs for Blue shall charge the contractor or third party an additional ten dollars (\$10.00) per hour per officer. (Ord. No. 1103)
- e. Scheduling of off-duty employment, which is police-related, will be arranged by Jobs for Blue. Police personnel will have the option to work these police-related jobs, and all employment of off-duty Police Officers will be voluntary except for an emergency.
- f. All payments to police personnel shall be made through payroll in accordance with the schedule set. The Borough of Deal will not make payments to officers employed by another agency.
- g. All off-duty police-related work is not to be considered regular police duty.

- h. Whenever off-duty police personnel are assigned to any police-related job, such as traffic control, security, crowd control, etc., he or she shall, for the purpose of his or her pension, be entitled to all benefits that he or she would be normally entitled to while on-duty.
- I. A Police Officer is required to be present at the site for the protection of the public except when on an approved break and when the job mandates. This should be with approval of the Chief of Police or his or her designee.
- j. The Borough may choose to utilize a secondary service to administrate and perform the above actions related to the off-duty employment process. These actions include but are not limited to: Communicating with said person or company to schedule off-duty “jobs”, Scheduling the Officers for the said jobs, Invoicing person or company and receiving escrow and or payments from person or company in a manner set forth by the secondary service provider. The secondary service provider may charge an additional fee for services that is above and in addition to the fee structure stated above and utilize business type collection rules as set forth in the contract/agreement between the Borough and the secondary service provider. (Ord. No. 1154)
- k. The secondary service provider will reimburse the Borough via ACH or other funds transfer methods, according to the fees set forth in this ordinance, due to the Borough and Officer, in a timely manner, usually coinciding with payroll periods for “jobs” that the officers have performed or were scheduled for in that period, in accordance with the above listed rules of employment between the Borough and person(s) or company seeking services. (Ord. No. 1154)

(Ord. No. 1100; Ord. No. 1154)

Section 3. If any section, paragraph, subdivision, clause, or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

Section 4. All ordinances or parts of ordinances inconsistent with or in conflict with the Ordinance are hereby repealed to the extent of such inconsistency.

Section 5. This Ordinance shall take effect upon passage and publication according to law.

Ordinance 1286 Prohibiting Squatters within the Borough was tabled.

RESOLUTIONS

Commissioner Kassin offers the following Resolution:

Resolution 24-46

RESOLUTION TO INTRODUCE THE 2024 MUNICIPAL BUDGET

WHEREAS, the 2024 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 May 2, 2024.

NOW, THEREFORE BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2024:

General Appropriations for:	
Appropriations within "CAPS"	
Municipal Purposes	\$ 10,448,273.52
Appropriations excluded from "CAPS":	
Municipal Purposes	\$ 5,840,649.67
Reserve for Uncollected Taxes	\$ 595,000.00

Total General Appropriations	\$ 16,883,923.19
Less: Anticipated Revenues other than current property tax	\$ 8,066,107.80

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

Local tax for Municipal Purposes including Reserve for Uncollected Taxes	\$ 8,817,815.39
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BE IT ALSO RESOLVED, that said Budget be published in the Coaster in the issue of April 11, 2024; 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 2024.

BE IT FINALLY RESOLVED that a Hearing on the Budget will be held at Deal Borough Hall on May 2, 2024 at 9:00 a.m. at which time and place comments or objections to said Budget for the year 2024 may be presented by taxpayers or other interested persons.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Simhon & Kassin

Commissioner Kassin offers the following Resolution:

Resolution 24-47

SELF-EXAMINATION OF BUDGET RESOLUTION

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Borough of Deal has been declared eligible to participate in the program by the Division of Local government Services, and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2024 budget year.

NOW THEREFORE BE IT RESOLVED by the governing body of the Borough of Deal that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on

appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).

3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.

4. That pursuant to the Local Budget Law:

- a. All estimates of revenue are reasonable, accurate and correctly stated,
- b. Items of appropriation are properly set forth
- c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.

5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.

6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Simhon & Kassin

Commissioner Kassin offers the following Resolution:

Resolution 24-48

Resolution to Appoint Class I Special Officer

WHEREAS, Borough Ordinance 4-9 permits the appointment of Special Police Officers; and

WHEREAS, Police Chief Ronen Neuman has recommended the appointment of Allison Solimene as a Class I Special Police Officer in the Borough of Deal.

WHEREAS, Allison Solimene had completed her course of instruction at the Monmouth County Police Academy.

NOW THEREFORE BE IT RESOLVED, that Class I Special Police Officer, Allison Solimene, after having successfully completed her course of instruction, will be appointed a special police officer for a term of (1) one-year, effective May 1, 2024, unless removed from office by the Chief of Police before the end of the one-year term. Special Officer Allison Solimene is to be assigned her duties by the Chief of Police consistent with the laws of the State of New Jersey and the Ordinance of the Borough of Deal.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Simhon & Kassin

Commissioner Kassin offers the following Resolution:

Resolution 24-49

Resolution to Appoint Class I Special Officer

WHEREAS, Borough Ordinance 4-9 permits the appointment of Special Police Officers; and

WHEREAS, Police Chief Ronen Neuman has recommended the appointment of Charles Zhao as a Class I Special Police Officer in the Borough of Deal.

WHEREAS, Charles Zhao has completed his course of instruction at the Monmouth County Police Academy.

NOW THEREFORE BE IT RESOLVED, that Class I Special Police Officer, Charles Zhao, after having successfully completed his course of instruction, will be appointed a special police officer for a term of (1) one-year, effective May 1, 2024, unless removed from office by the Chief of Police before the end of the one-year term. Special Officer Charles Zhao is to be assigned his duties by the Chief of Police consistent with the laws of the State of New Jersey and the Ordinance of the Borough of Deal.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Simhon & Kassin

Commissioner Kassin offers the following Resolution:

Resolution 24-50

Resolution to Appoint Class I Special Officer

WHEREAS, Borough Ordinance 4-9 permits the appointment of Special Police Officers; and

WHEREAS, Police Chief Ronen Neuman has recommended the appointment of Emily Walsh as a Class I Special Police Officer in the Borough of Deal.

WHEREAS, Emily Walsh has completed her course of instruction at the Monmouth County Police Academy.

NOW THEREFORE BE IT RESOLVED, that Class I Special Police Officer, Emily Walsh, after having successfully completed her course of instruction, will be appointed a special police officer for a term of (1) one-year, effective May 1, 2024, unless removed from office by the Chief of Police before the end of the one-year term. Special Officer Emily Walsh is to be assigned her duties by the Chief of Police consistent with the laws of the State of New Jersey and the Ordinance of the Borough of Deal.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Simhon & Kassin

Commissioner Kassin offers the following Resolution:

Resolution 24-51

Resolution to Appoint Class I Special Officer

WHEREAS, Borough Ordinance 4-9 permits the appointment of Special Police Officers; and

WHEREAS, Police Chief Ronen Neuman has recommended the appointment of Hailey Burke as a Class I Special Police Officer in the Borough of Deal.

WHEREAS, Hailey Burke will be completing her course of instruction at the Monmouth County Police Academy.

NOW THEREFORE BE IT RESOLVED, that Class I Special Police Officer, Hailey Burke, after having successfully completed her course of instruction, will be appointed a special police officer for a term of (1) one-year, effective May 1, 2024,

unless removed from office by the Chief of Police before the end of the one-year term. Special Officer Hailey Burke is to be assigned her duties by the Chief of Police consistent with the laws of the State of New Jersey and the Ordinance of the Borough of Deal.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Simhon & Kassin

Commissioner Kassin offers the following Resolution:

Resolution 24-52

Resolution to Appoint Class I Special Officer

WHEREAS, Borough Ordinance 4-9 permits the appointment of Special Police Officers; and

WHEREAS, Police Chief Ronen Neuman has recommended the appointment of Jack Savare as a Class I Special Police Officer in the Borough of Deal.

WHEREAS, Jack Savare has completed his course of instruction at the Monmouth County Police Academy.

NOW THEREFORE BE IT RESOLVED, that Class I Special Police Officer, Jack Savare, after having successfully completed his course of instruction, will be appointed a special police officer for a term of (1) one-year, effective May 1, 2024, unless removed from office by the Chief of Police before the end of the one-year term. Special Officer Jack Savare is to be assigned his duties by the Chief of Police consistent with the laws of the State of New Jersey and the Ordinance of the Borough of Deal.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Simhon & Kassin

Commissioner Kassin offers the following Resolution:

Resolution 24-53

Resolution to Appoint Class I Special Officer

WHEREAS, Borough Ordinance 4-9 permits the appointment of Special Police Officers; and

WHEREAS, Police Chief Ronen Neuman has recommended the appointment of James Lynch as a Class I Special Police Officer in the Borough of Deal.

WHEREAS, James Lynch will be completing his course of instruction at the Monmouth County Police Academy.

NOW THEREFORE BE IT RESOLVED, that Class I Special Police Officer, James Lynch, after having successfully completed his course of instruction, will be appointed a special police officer for a term of (1) one-year, effective May 1, 2024, unless removed from office by the Chief of Police before the end of the one-year term. Special Officer James Lynch is to be assigned his duties by the Chief of Police consistent with the laws of the State of New Jersey and the Ordinance of the Borough of Deal.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Simhon, & Kassin

Commissioner Kassin offers the following Resolution:

Resolution 24-54

Resolution to Appoint Class I Special Officer

WHEREAS, Borough Ordinance 4-9 permits the appointment of Special Police Officers; and

WHEREAS, Police Chief Ronen Neuman has recommended the appointment of Jordan Barge as a Class I Special Police Officer in the Borough of Deal.

WHEREAS, Jordan Barge will be completing her course of instruction at the Monmouth County Police Academy.

NOW THEREFORE BE IT RESOLVED, that Class I Special Police Officer, Jordan Barge, after having successfully completed her course of instruction, will be appointed a special police officer for a term of (1) one-year, effective May 1, 2024, unless removed from office by the Chief of Police before the end of the one-year term. Special Officer Jordan Barge is to be assigned her duties by the Chief of Police consistent with the laws of the State of New Jersey and the Ordinance of the Borough of Deal.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Simhon & Kassin

Commissioner Kassin offers the following Resolution:

Resolution 24-55

Resolution to Appoint Class I Special Officer

WHEREAS, Borough Ordinance 4-9 permits the appointment of Special Police Officers; and

WHEREAS, Police Chief Ronen Neuman has recommended the appointment of Kimberly Schmidt as a Class I Special Police Officer in the Borough of Deal.

WHEREAS, Kimberly Schmidt has completed her course of instruction at the Monmouth County Police Academy.

NOW THEREFORE BE IT RESOLVED, that Class I Special Police Officer, Kimberly Schmidt, after having successfully completed her course of instruction, will be appointed a special police officer for a term of (1) one-year, effective May 1, 2024, unless removed from office by the Chief of Police before the end of the one-year term. Special Officer Kimberly Schmidt is to be assigned her duties by the Chief of Police consistent with the laws of the State of New Jersey and the Ordinance of the Borough of Deal.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Simhon & Kassin

Commissioner Kassin offers the following Resolution:

Resolution 24-56

Resolution to Appoint Class I Special Officer

WHEREAS, Borough Ordinance 4-9 permits the appointment of Special Police Officers; and

WHEREAS, Police Chief Ronen Neuman has recommended the appointment of Ryan Westerlind as a Class I Special Police Officer in the Borough of Deal.

WHEREAS, Ryan Westerlind will be completing his course of instruction at the Monmouth County Police Academy.

NOW THEREFORE BE IT RESOLVED, that Class I Special Police Officer, Ryan Westerlind, after having successfully completed his course of instruction, will be appointed a special police officer for a term of (1) one-year, effective May 1, 2024, unless removed from office by the Chief of Police before the end of the one-year term. Special Officer Ryan Westerlind is to be assigned his duties by the Chief of Police consistent with the laws of the State of New Jersey and the Ordinance of the Borough of Deal.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Simhon & Kassin

Commissioner Simhon offers the following Resolution:

Resolution 24-57

Resolution to Approve Power Washing Services with MVP Painting & Power Washing

WHEREAS, the Borough of Deal has a need to power wash the municipal buildings; and

WHEREAS, pursuant to N.J.S.A. 40A:11, the Borough may, by resolution and without advertising for bids, purchase goods and/or services under the bid threshold of \$44,000; and

WHEREAS, contracts that are exempt from public advertising, and the receipt of bids require the contracting agent to actively solicit at least two competitive quotations; and

WHEREAS, the Borough of Deal requested three competitive quotations; and

WHEREAS, the Board of Commissioners of the Borough of Deal find MVP Painting and Powerwashing, 1617-18th Ave., Wall , NJ 07719 the most advantageous in price and other factors considered; and

WHEREAS, the Borough of Deal desires to award a contract to MVP Painting and Powerwashing for power washing services in the amount of \$7,495.00.

BE IT RESOLVED, by Board of Commissioners of the Borough of Deal, in the County of Monmouth, that MVP Painting and Powerwashing is hereby awarded the contract for power washing services in the amount of \$7,495.00.

Seconded by Commissioner Kassin

Roll Call: Ayes 3 ; Cohen, Simhon & Kassin

Commissioner Simhon offers the following Resolution:

Resolution 24-58

Resolution to Approve Purchase of Outdoor Garbage Cans

WHEREAS, the Borough of Deal has a need to purchase outdoor garbage cans for the beach and beach entrances; and

WHEREAS, pursuant to N.J.S.A. 40A:11, the Borough may, by resolution and without advertising for bids, purchase goods and/or services under the bid threshold of \$44,000; and

WHEREAS, contracts that are exempt from public advertising, and the receipt of bids require the contracting agent to actively solicit at least two competitive quotations; and

WHEREAS, the Borough of Deal requested three competitive quotations; and

WHEREAS, the Board of Commissioners of the Borough of Deal find Trashcans Unlimited LLC, 1114 Texas Palmyra Hwy Ste 153, Honesdale, PA 18431-7683 the most advantageous in price and other factors considered; and

WHEREAS, the Borough of Deal desires to award a contract to Trashcans Unlimited LLC for the purchase of outdoor garbage cans in the amount of \$29,762.29.

BE IT RESOLVED, by Board of Commissioners of the Borough of Deal, in the County of Monmouth, that Trashcans Unlimited LLC is hereby awarded the contract for the purchase of outdoor garbage cans in the amount of \$29,762.29.

Seconded by Commissioner Kassin

Roll Call: Ayes 3 ; Cohen, Simhon & Kassin

Commissioner Simhon offers the following Resolution:

Resolution 24-59

Resolution to Approve Purchase of Pool Chemicals for Deal Casino Pools

WHEREAS, the Borough of Deal has a need to purchase pool chemicals for the Deal Casino Pools; and

WHEREAS, pursuant to N.J.S.A. 40A:11, the Borough may, by resolution and without advertising for bids, purchase goods and/or services under the bid threshold of \$44,000; and

WHEREAS, contracts that are exempt from public advertising, and the receipt of bids require the contracting agent to actively solicit at least two competitive quotations; and

WHEREAS, the Borough of Deal requested two competitive quotations; and

WHEREAS, the Board of Commissioners of the Borough of Deal find Jersey Chemicals, 775 River Street, Paterson, NJ 07524 the most advantageous in price and other factors considered; and

WHEREAS, the Borough of Deal desires to award a contract to Jersey Chemicals to purchase pool chemicals in the amount not to exceed \$17,500.00.

BE IT RESOLVED, by Board of Commissioners of the Borough of Deal, in the County of Monmouth, that Jersey Chemicals is hereby awarded the contract for the purchase of pool chemicals in the amount not to exceed \$17,500.00.

Seconded by Commissioner Kassin

Roll Call: Ayes 3 ; Cohen, Simhon & Kassin

Commissioner Simhon offers the following Resolution:

Resolution 24-60

Resolution to Approve Purchase of Wristbands for Deal Beaches

WHEREAS, the Borough of Deal has a need to purchase wristbands for Deal beaches, Deal Casino, & Conover Pavilion; and

WHEREAS, pursuant to N.J.S.A. 40A:11, the Borough may, by resolution and without advertising for bids, purchase goods and/or services under the bid threshold of \$44,000; and

WHEREAS, contracts that are exempt from public advertising, and the receipt of bids require the contracting agent to actively solicit at least two competitive quotations; and

WHEREAS, the Borough of Deal requested two competitive quotations; and

WHEREAS, the Board of Commissioners of the Borough of Deal find Wristband Resources, 16000 W. Rogers Drive, Suite 100, New Berlin, WI 53151 the most advantageous in price and other factors considered; and

WHEREAS, the Borough of Deal desires to award a contract to Wristband Resources to purchase wristbands in the amount of \$7,177.00.

BE IT RESOLVED, by Board of Commissioners of the Borough of Deal, in the County of Monmouth, that Wristband Resources is hereby awarded the contract for the purchase of wristbands in the amount \$7,177.00.

Seconded by Commissioner Kassin

Roll Call: Ayes 3; Cohen, Simhon & Kassin

Commissioner Simhon offers the following Resolution:

Resolution 24-61

Resolution for Member Participation in Cooperative Pricing System

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the Hunterdon County Educational Services Commission, hereinafter referred to as the "Lead Agency" has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

WHEREAS, on April 2, 2024 the governing body of the Borough of Deal, County of Monmouth Count, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

NOW, THEREFORE BE IT RESOLVED as follows:

TITLE

This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the Borough of Deal.

AUTHORITY

Pursuant to the provisions of *N.J.S.A. 40A:11-11(5)*, the Ronen Neuman is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

CONTRACTING UNIT

The Lead Agency shall be responsible for complying with the provisions of the *Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.)* and all other provisions of the revised statutes of the State of New Jersey.

EFFECTIVE DATE

This resolution shall take effect immediately upon passage.

Seconded by Commissioner Kassin

Roll Call: Ayes 3; Cohen, Simhon & Kassin

Commissioner Simhon offers the following Resolution:

Resolution 24-62

Resolution to Authorize Fire Company Dog Expenses

WHEREAS, Gus, is a three-year-old Cane Corso mix; and

WHEREAS, Gus was adopted by the Deal firefighters from the Monmouth County SPCA to keep them company on long shifts when they're alone at the station; and

WHEREAS, food for Gus will be provided by the firefighters themselves and donations; and

WHEREAS, the borough agrees to pay for other expenses like vet bills and annual licensing for up to \$2,000.00 a year.

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Borough of Deal that they authorize to pay for other expenses for Gus annually in an amount not to exceed \$2,000.00.

Seconded by Commissioner Kassin

Roll Call: Ayes 3; Cohen, Simhon & Kassin

Commissioner Simhon offers the following Resolution:

Resolution 24-63

Resolution to Approve Services for Storm Drain Repair

WHEREAS, the Borough of Deal has a need to acquire services to repair the storm drain at Richmond Avenue and Monmouth Drive; and

WHEREAS, pursuant to N.J.S.A. 40A:11, the Borough may, by resolution and without advertising for bids, purchase goods and/or services under the bid threshold of \$44,000; and

WHEREAS, contracts that are exempt from public advertising, and the receipt of bids require the contracting agent to actively solicit at least two competitive quotations; and

WHEREAS, the Borough of Deal requested three competitive quotations; and

WHEREAS, the Board of Commissioners of the Borough of Deal find Fernandes Construction Inc., 25 Stonegate Drive, Monroe, NJ 08831 the most advantageous in price and other factors considered; and

WHEREAS, the Borough of Deal desires to award a contract to Fernandes Construction Inc. for services in the amount of \$19,087.00.

BE IT RESOLVED, by Board of Commissioners of the Borough of Deal, in the County of Monmouth, that Fernandes Construction Inc. is hereby awarded the contract for storm drain repair services in the amount \$19,087.00.

Seconded by Commissioner Kassin

Roll Call: Ayes 3; Cohen, Simhon & Kassin

Commissioner Simhon offers the following Resolution:

Resolution 24-64

Resolution Approving Purchase of New Phone System for Borough

WHEREAS, the Borough of Deal has the need to purchase a new telephone system; and

WHEREAS, New Jersey State Contracts have for purchase Avaya IP Office Phone System through state contract with Hunter Technologies, 1709 Route 34, Suite 3, Wall Twp., NJ 07727.

NOW, THEREFORE BE IT RESOLVED, that the Borough of Deal agrees to purchase Avaya IP Office Phone System from Hunter Technologies, New Jersey at the terms specified in their contract for \$22,074.89 under New Jersey State Contract T-1316 Schedule B-11-X-2141.

Seconded by Commissioner Kassin

Roll Call: Ayes 3; Cohen, Simhon, & Kassin

Commissioner Simhon offers the following Resolution:

Resolution 24-65

WHEREAS, the Borough of Deal, is looking to utilize a third-party vendor for payroll, and;

WHEREAS, the Borough has researched four (4) different vendors and received quotes from each vendor; and

WHEREAS, the Borough has determined that the best option to utilize is Primepoint, Westampton, NJ; and

WHEREAS, the Local Finance Board of the State of New Jersey adopted formal rules regarding "Electronic Disbursement Controls for Payroll Purposes" in order to provide formal authority for local governments to hire third-party payroll services/disbursing services to disburse funds to payroll agencies; and

WHEREAS, in order to have a payroll servicer provide disbursement services, the Board of Commissioners of the Borough of Deal must formally approve the principle of a third-party having access to Borough funds, formally assigning responsibility to an official to oversee the process and approving all contracts.

NOW, THEREFORE, BE IT ORDAINED, by the Board of Commissioners of the Borough of Deal that Third-Party Payroll Disbursement is hereby authorized:

A. The Borough is authorized to use a payroll service to prepare payment documentation, take possession of Borough funds, and make such disbursements itself on behalf of the Borough.

B. The following payroll service providers shall be required to comply with these regulations:

- (1) Payroll service providers who use their own customized programming process to execute disbursements for the Borough;
- (2) Payroll service providers who use a third-party processor to execute disbursements for the Borough.

C. The Borough Administrator is hereby appointed the approval officer and is responsible for authorizing and supervising the activities of the payroll service. The Chief Financial Officer along with the Borough Treasurer shall further be charged with the reconciliation and analysis of all general ledger accounts affected by the activities of the disbursing organization.

D. If required by the contract between the Borough and the payroll service, the payroll service is permitted to hold Borough funds pending transmittal to a payee.

E. A payroll service must meet all of the following requirements:

- (1) Report any irregularities that may indicate potential fraud, noncompliance with appropriate laws, dishonesty or gross incompetence on the part of the approval officer;
- (2) Report circumstances that could jeopardize its ability to continue operations or otherwise interrupt the services provided to the Borough.

F. A payroll service must meet the requirements of N.J.A.C. 5:30-17.5, requiring that the approval officer be assured that the servicer has its own internal controls and appropriately guard against theft and other adverse conditions.

G. All contracts entered into pursuant to these regulations and the laws authorizing the same shall comply with the requirements of N.J.A.C. 5:30-17.6, which sets out a series of mandatory contractual terms and conditions.

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners of the Borough of Deal hereby authorizes the use of Primepoint as a third party payroll provided, and allowing the Borough Administrator, with the assistance of the Chief Financial Officer and Borough Attorney, as necessary, is hereby authorized and directed to enter into a contract for payroll service.

Seconded by Commissioner Kassin

Roll Call: Ayes 3; Cohen, Simhon & Kassin

Commissioner Simhon offers the following Resolution:

Resolution 24-66

Resolution to Approve Unit Refund for Deal Casino

WHEREAS, a request has been made for a refund for the 2024 membership to the Deal Casino; and

WHEREAS, this refund is being requested due to not being able to attend for the 2024 season.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of Deal that Spiros Arbes, Ocean, NJ be refunded \$500.00 for their membership to the Deal Casino.

Seconded by Commissioner Kassin

Roll Call: Ayes 3; Cohen, Simhon & Kassin

MONTHLY REPORTS

April 2, 2024

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

A report of the Building Department for the month of March was received from the Building Department.

CORRESPONDENCE

Two raffle applications were received from Deep Search Metal Detecting Club for an event at Conover Pavilion on May 5, 2024. The Commissioners approved the raffles.

A raffle application was received from Holiday Express Inc. for an event at Deal Golf and Country Club on June 17, 2024. The Commissioners approved the raffle.

A letter was received from the Deal PBA asking to use Deal Casino for their Annual Fundraiser on August 15 and rain date August 29. The Commissioners approved the use.

A letter was received from Allisson goodman from Camp Veritans asking for permission to send their Masada Campers to Deal Beach on July 2nd. The Commissioners approved.

A letter was received from the DSN asking to have a bon fire on the beach on April 24th, a volleyball tournament on April 26th, and a Touch a Truck youth fire/police/ambulance event on May 23. The Commissioners approved all the events.

A notice was received from Jersey Central Power & Light advising that a public hearing will be April 4, 2024 speaking on their verified petition on zero emission certificate recovery charge.

UNFINISHED BUSINESS

There was no unfinished business to discuss.

NEW BUSINESS

There was no new business to discuss.

RESOLUTION TO PAY BILLS

Commissioner Simhon 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 the amount of \$290,391.68 for the March 28, 2024 bills report, and \$4,199,300.82 for the April 15, 2024 bills report.

Seconded by Commissioner Kassin

Roll Call: Ayes 3; Cohen, Simhon & Kassin

PUBLIC COMMENT

Mayor Cohen opened the session for public comment.

Roger Arzt, 33 Woodford Road, stated that he thinks the current Governing Body is doing an excellent job, how he does not want Deal to become like Long Branch, and thanked the Commissioners for their work over the years.

April 2, 2024

Samuel Nitka, 21 Woodford Road, stated he hopes to keep the peace in town and keep the town beautiful. He also thanked the Commissioners for their work.

Barbara Coffey, 85 Norwood Avenue, asked what the Commissioners plan on doing about the dunes in front of the cabanas.

Mayor Cohen responded they never touched the dunes on the beach.

Lt. Hulse stated the wind moves the dunes, which causes them to shrink.

Barbara Coffey, 85 Norwood Avenue, asked if all residents pay the same price to get on the beach.

Mayor Cohen responded similar to last year they will do bulk rate for beach badges.

Ian Goldman, Borough Attorney, stated he will investigate and publish a bulk rate for this year through resolution.

Mayor Cohen commented it is common practice to give bulk rate in business.

There were no other comments, and the floor was closed to public comments.

There being no further business or comments, it was moved by Commissioner Kassin and seconded by Commissioner Simhon that the meeting be adjourned at 7:48 P.M.

SC _____

DS _____

JK _____

Respectfully Submitted,
