

August 26, 2016

A regular meeting of the Board of Commissioners of the Borough of Deal, New Jersey was held on August 26, 2016 at 9:00 A.M.

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

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

It was moved by Commissioner Ades, seconded by Commissioner Simhon and carried that the reading of the minutes of the previous meeting held on August 12, 2016 be dispensed with and the same be approved as recorded.

The following Resolutions were discussed and enacted:

Commissioner Ades offers the following Resolution:

**Resolution 16-106**

**Supporting the *Drive Sober or Get Pulled Over*  
*2016 Statewide Crackdown***

**Whereas**, approximately one-third of all fatal traffic crashes in the United States involve drunk drivers; and

**Whereas**, impaired driving crashes cost the United States almost \$50 Billion a year; and

**Whereas**, 27% of motor vehicle fatalities in New Jersey in 2013 (the last year for which complete data is available) were alcohol-related; and

**Whereas**, an enforcement crackdown is planned to combat impaired driving; and

**Whereas**, the summer season and the Labor Day holiday in particular are traditionally times of social gatherings which include alcohol; and

**Whereas**, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Drive Sober or Get Pulled Over 2016 Statewide Crackdown*; and

**Whereas**, the project will involve increased impaired driving enforcement from August 19 through September 5, 2016; and

**Whereas**, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

**Therefore**, be it resolved by the Board of Commissioners of the Borough of Deal that it supports the *Drive Sober or Get Pulled Over 2016 Statewide Crackdown* from August 19 through September 5, 2016 and pledges to increase awareness of the dangers of drinking and driving.

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Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 16-107**

**WHEREAS**, the Borough of Deal has determined that a 2004 Ford Crown Victoria, Vin 2FAFP71W14X148835, a police vehicle, is no longer needed for public purposes due to age and mileage and wish to donate same to the Monmouth County SPCA; and

**WHEREAS**, N.J.S.A. 40A:11-36(2) provides that such personal property may be sold to another governmental unit or quasi-governmental unit in the United States by private sale.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Borough of Deal, as follows:

1. 2004 Ford Crown Vic, Vin 2FAFP71W14X148835, is hereby declared to be surplus, no longer needed for public purposes; and
2. It is hereby authorized to donate this vehicle to the Monmouth County SPCA for their purpose.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

An email was received from Clean Ocean Action advising of their Beach Sweep to be held on October 22, 2016.

A letter was received from Congressman Frank Pallone advising of the 6<sup>th</sup> Annual US Service Academy on September 24, 2016 at Naval Weapons Station Earle.

A public hearing notice was received from JCP&L for the Generation Service Charges on Behalf of its Default Electric Service Customers.

A letter was received from Clothes for Kids Sake, Inc., requesting to place a clothing collection bin within the Borough of Deal. The Board of Commissioners did not approve the placement of bins at this time.

A copy of a letter was received from the Monmouth County Board of Chosen Freeholders asking the New Jersey Association of Counties to support a State-administered claims fund due to Executive Order 210 issued by Governor Christie for work stoppage on all TTF funded projects.

A letter was received from the Deal Fire Company Ladies Auxiliary thanking the Board of Commissioners for the use of the Conover Pavilion for their movie nights.

A letter was received from Retired Superior Court Judge Anthony Mellaci, advising that he is available to handle hearing officer matters if the need should arise.

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A letter was received from Interglobal Construction asking permission to demolish 269 Ocean Avenue for a new single family residence. The Board of Commissioners approved the demolition.

The following Resolution was offered by Commissioner Ades:

BE IT RESOLVED, by the Board of Commissioners of the Borough of Deal, New Jersey that the following bills reported by the finance committee be ordered paid and vouchers drawn for same as listed on page 16-06 of the Warrant Register in the amount of \$296,895.31.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Mayor Cohen requested comments from the floor.

Barbara Coffey, 85 Norwood Avenue, asked the Commissioners if they attended the DSN concert, which each replied they did. Ms. Coffey then asked if they attended the Fireman's Ball, which the Commissioners did attend. Ms. Coffey asked if the Special Childrens Center will be paying for any work completed by the Borough Employees for the concert. Mayor Cohen advised that they will be paying for their time. Ms. Coffey stated that it was a surprise that Ocean Avenue was closed during the event. Mayor Cohen stated that he was proud on how the event went and that this event was without any incidents. Ms. Coffey asked if a permit was obtained for the closing of Ocean Avenue, Chief Neuman stated there is no permit required and they notify Monmouth County of the closed roadway.

Isadora Chamlin, 5 Poplar Avenue, asked if Hathaway Avenue will be opened up near the beach front. Mrs. Chamlin was advised that the cones would be removed. Mrs. Chamlin stated that full time residents should have rows next to the Deal Casino entrance reserved for parking during the summer. Mrs. Chamlin stated that the garbage at the house on Poplar Avenue, east of Norwood was a mess. Superintendent Jason Fazio will make notification to have cleaned.

Mary Ann Cronheim, 88 Monmouth Drive, asked Mayor Cohen if the change of meeting time has been decided. Mayor Cohen stated that he has not decided.

Dan Cronheim, 88 Monmouth Drive, stated to the Board of Commissioners that he did not appreciate how the woman were treated at the previous meeting, he stated that occasionally they have been bullied. Mr. Cronheim stated that the Borough violates the Open Public Meeting Act due to the moving of 40% of the meetings as well as not publishing the agenda. Martin Barger, Borough Attorney, stated that the agenda is placed on the Borough's website and is posted on the Borough's notice board. Mr. Cronheim stated that Deal is the only town to hold its meetings at 9:00 am. Commissioner Ades stated that meetings were previously held at 5pm on Tuesdays and no one showed up. Commissioner Ades stated that if it is something they would like to discuss, they would show up.

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

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Commissioner Ades offers the following Resolution:

**Resolution 16-108**

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist; and

WHEREAS, the Governing Body wishes to discuss Employee matters and Contractual Matters.

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

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

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

The Board of Commissioners entered into closed session to discuss contractual matters at 9:23 A.M.

The Commissioners returned to open session at 10:01 A.M.

It was announced that the next meeting of the Board of Commissioners will be on Friday, September 9, 2016 at 9:00 A.M.

There being no further business or comments, it was moved, seconded and approved that the meeting be adjourned at 10:01 A.M.

SC \_\_\_\_\_

MA \_\_\_\_\_

DS \_\_\_\_\_

\_\_\_\_\_  
Clerk