

December 4, 2017

A regular meeting of the Board of Commissioners of the Borough of Deal, New Jersey was held on December 4, 2017 at 7:30 P.M.

Present: Mayor Cohen, Commissioner Ades & Commissioner Simhon  
Also Present: Paul Fornicola, Borough Planning Board Attorney.

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

It was moved by Commissioner Ades, seconded by Commissioner Simhon and carried that the reading of the minutes of the previous meeting held on November 8, 2017 be dispensed with and the same be approved as recorded.

Ordinance #1160 was introduced on November 8, 2017 and the public hearing is scheduled for today, December 4, 2017. Mayor Cohen moved to open the meeting to public comment on Ordinance 1160, seconded by Commissioner Ades and approved. The Mayor invited public comment. Joe Coakley, Rumson, Surfriders Association asked for clarification that surfing will be permitted outside the swimming area, Mayor Cohen stated "yes". Mr Coakley also thanked the Commissioners for adding in the restriction of vehicular traffic on the beach. Erica Mueller, asked if homeowners would be required to purchase tags, Mayor Cohen stated there will be seasonal passes that are transferable and any houses on the beach will be exempt. Ms. Mueller asked if tents would be banned from the beach, that homeowners will set this up all along the beach, Mayor Cohen stated he would look into it. Isadora Chamlin, 5 Poplar Avenue, asked where the public beach was located, Mrs. Chamlin was advised from Rosedale to Neptune Avenue. Barbara Coffey, 85 Norwood Avenue, asked why not go to Wallace Road, Mayor Cohen stated there is no access there and the lifeguards will be stationed around Darlington and Deal Esplanade. Ms. Coffey asked how the private homeowners will be handled, Mayor Cohen stated the police will direct them. Ms. Coffey asked if the police will be on the beach and not at the entrance, Mayor Cohen stated that he will speak with the Chief, but will be on the beach. Ms. Coffey asked what the town is doing to make the area safe due to metal pipes and piles in the ocean from the old boardwalk, Mayor Cohen stated the lifeguards would guide us. Dan Cronheim, 88 Monmouth Drive, stated that a lot of the metal was out in the ocean. Mr. Cronheim also stated the ordinance is not accurate enough, it does not have dates that this would be in effect, Mr. Cronheim was advised that this is an amendment to last years ordinance and will follow the specifics of the ordinance with these changes. Mr. Cronheim stated that the Borough has limited enforcement. Paul Fornicola, stated the Borough has easements and rights to enforce police powers. Mr. Cronheim stated that he has concerns that the seasonal passes are transferable where the Deal Casino and Conover Pavilion do not, Mayor Cohen stated that the Conover Pavilion is paying more for a reason and not having the capability to transfer because they have more, Commissioner Simhon stated the Conover has more amenities, Mr. Cronheim stated they are not getting the same. Isadora Chamlin, 5 Poplar Avenue, asked where the bathrooms would be located, Mayor Cohen stated there would be no bathrooms. There were no further comments from the public and the public session was closed by the same vote.

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**ORDINANCE #1160**

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

Mayor Cohen moved to adopt Ordinance 1160, seconded by Commissioner Simhon. Roll Call: Ayes 2; Cohen & Simhon. Nay 1; Ades

Ordinance #1161 was introduced on November 8, 2017 and the public hearing is scheduled for today, December 4, 2017. Mayor Cohen moved to open the meeting to public comment on Ordinance 1161, seconded by Commissioner Ades and approved. The Mayor invited public comment. There were no comments from the public and the public session was closed by the same vote.

**ORDINANCE 1161**

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

Commissioner Ades moved to adopt Ordinance 1160, seconded by Commissioner Simhon. Roll Call: Ayes 3; Cohen, Ades & Simhon

The following Resolutions were discussed and enacted:

Commissioner Ades offers the following Resolution:

**Resolution 17-128**

WHEREAS, William Hulse was appointed Acting Lieutenant for the Deal Police Department effective January 1, 2017; and

WHEREAS, Lieutenant Hulse has completed his respective probationary period to the satisfaction of Chief Ronen Neuman, and is the recommendation of Chief Neuman that this officer be appointed as a regular Lieutenant.

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Borough of Deal that Lieutenant William Hulse be appointed as a regular Lieutenant of Police in the Deal Police Department, effective July 1, 2017 subject to the provisions of the Statutes of the State of New Jersey, and the Ordinance establishing a Police Department in the Borough of Deal.

Seconded by Commissioner Simhon

Commissioner Ades offers the following Resolution:

**Resolution 17-129**

WHEREAS, Matthew Sharin was appointed Acting Lieutenant for the Deal Police Department effective January 1, 2017; and

WHEREAS, Lieutenant Sharin has completed his respective probationary period to the satisfaction of Chief Ronen Neuman, and is the recommendation of Chief Neuman that this officer be appointed as a regular Lieutenant.

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NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Borough of Deal that Lieutenant Matthew Sharin be appointed as a regular Lieutenant of Police in the Deal Police Department, effective July 1, 2017 subject to the provisions of the Statutes of the State of New Jersey, and the Ordinance establishing a Police Department in the Borough of Deal.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 17-130**

WHEREAS, Zachariah K. Bell, has applied for the position of Probationary Patrolman with the Deal Police Department; and

WHEREAS, Zachariah K. Bell has successfully completed training as a Special Class II Police Officer graduating from the Monmouth County Police Academy in May, 2017; and

WHEREAS, Zachariah K. Bell has successfully completed his Associates' Degree from Brookdale Community College.

NOW THEREFORE BE IT RESOLVED, that Zachariah K. Bell be hereby appointed as a Probationary Patrolman in the Police Department of the Borough of Deal, New Jersey, effective January 1, 2018 at an annual base salary of \$47,432.00 paid semi-monthly be approved; and

BE IT FURTHER RESOLVED, that this approval is granted subject to the provisions of the statutes of New Jersey and the Ordinance establishing the police department in the Borough of Deal and the rules and regulations governing the Police Department.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Simhon offers the following Resolution:

**Resolution 17-131**

WHEREAS, due to the previous repairs causing potholes to the roadway or the roadway to be in poor condition at the listed locations; and

WHEREAS, the Board of Commissioners has agreed that the repairs would require the roadways to be repaved.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners that a cost to repave the below listed locations be obtained through competitive biddings with bids due by January 31, 2018:

- 1) Richmond Avenue – Roseld Avenue to Woodford Road
- 2) Pleasant Place – Roosevelt Avenue to Long Branch Border
- 3) Roseld Avenue – Railroad Tracks to Norwood Avenue
- 4) Roseld Avenue – Norwood Avenue to Stratford Place
- 5) Railroad Avenue – Brighton Avenue to Phillips Avenue

Seconded by Commissioner Ades

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Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Simhon offers the following Resolution:

**Resolution 17-132**

WHEREAS, the Borough has made repairs and installed new copper gutters around Borough Hall; and

WHEREAS, the Board of Commissioners has determined that they would like to protect the gutters from future damage with adding snow cleats and repair any damaged slate tiles; and

WHEREAS, quotes were solicited from three vendors with only one vendor responding; and

WHEREAS, the sole proposal received was at a cost of \$19,995.00 from More Core Construction, Neptune, NJ.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Borough of Deal that the installation of snow cleats and repair of damaged slate tiles on the Municipal Building by More Core Construction in the amount of \$19,995.00.

Seconded by Commissioner Ades

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Simhon offers the following Resolution:

**Resolution 17-133**

WHEREAS, the roof on the North Pool Cabanas and South Pool Cabanas are in need of repair; and

WHEREAS, three quotes were received for the plywood and three separate quotes were received for the roofing material; and

WHEREAS, proposals for 470 sheets of 5/8" CDX plywood were received ranging in cost from a high of \$14,137.60 from Builders General, Shrewsbury, NJ, and a low bid of \$12,126.00 from Dreyer Lumber, Ocean, NJ; and

WHEREAS, proposals for roofing material were received ranging in cost from a high of \$12,035.00 from Allied Building Products, Wall, NJ, and a low bid of \$11,900.20 from The Siding Depot, Asbury Park, NJ; and

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Borough of Deal that plywood be purchased from Dreyer Lumber in the amount of \$12,126 and roofing material be purchased from The Siding Depot in the amount of \$11,900.20.

Seconded by Commissioner Ades

Roll Call: Ayes 3; Cohen, Ades & Simhon

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Commissioner Ades offers the following Resolution:

**Resolution 17-134**

**Supporting the *Drive Sober or Get Pulled Over*  
2017 Year End Holiday Crackdown**

**Whereas**, impaired drivers on our nation's roads killed 10,497 people in 2016; and

**Whereas**, 20% of motor vehicle fatalities in New Jersey are alcohol-related; and

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

**Whereas**, the season at the end of the year is traditionally a time of social gatherings which often 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 Year End Holiday Crackdown*; and

**Whereas**, the project will involve increased impaired driving enforcement from December 8, 2017 through January 1, 2018; and

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

**Therefore**, be it resolved that Borough of Deal declares its support for the *Drive Sober or Get Pulled Over 2017 Year End Holiday Crackdown* from December 8, 2017 through January 1, 2018 and pledges to increase awareness of the dangers of drinking and driving.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 17-135**

WHEREAS, the property owner of 2 Ocean Lane, Block 14 Lot 22, also owns property at 1 Ocean Lane, Block 6 Lot 7, 37 Sydney Avenue, Block 73 Lot 1.01, and 274 Ocean, Block 73 Lot 1; and

WHEREAS, the same property owner has accumulated a balance of taxes in the amount of \$223.50 in total; and

WHEREAS, the Board of Commissioners will waive the balances due to for consideration on the extensive work completed in front of his residence from the government over the past 3 years.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of Deal authorize the cancellation of accumulated balance in the amount of \$225.41.

Seconded by Commissioner Simhon

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Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 17-136**

**WHEREAS**, NJSA 40A:5-17 allows for the cancellation of tax and utility overpayments and balances in the amounts of less than \$10.00; and

**WHEREAS**, the governing body may authorize a municipal employee chosen by said body to process, without further action on their part, any cancellation of tax or utility refunds or delinquencies of less than \$10.00;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Borough of Deal that the Tax Collector be and is hereby authorized to cancel said amounts less than \$10 for taxes and sewer utility.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Simhon offers the following Resolution:

**Resolution 17-137**

**WHEREAS**, the Borough is in need of replacing a garbage truck due to age and condition; and

**WHEREAS**, the Borough has obtained a quote from the Mid Atlantic Truck Centre which utilizes the NJPA Cooperative Purchasing; and

**WHEREAS**, the Borough mechanic has examined the garbage truck spec and determined it to be suitable for our needs.

**NOW, THEREFORE BE IT RESOLVED** by the Board of Commissioners of the Borough of Deal that a 2018 Packer Garbage Truck 7500 be purchase and paid for at a cost of \$183,928.41.

Seconded by Commissioner Ades

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 17-138**

**WHEREAS**, the Borough of Deal has arranged financing for the construction of the Roseld Avenue Recreational Facility, construction of a Sea Wall at Roosevelt Avenue, improvements to the Marine Place Drainage and a variety of capital improvements within the Borough through Internal Bond Anticipation Notes in the amount of \$1,397,736.30, which are due on December 30, 2017; and

**WHEREAS**, the Borough of Deal has appropriated a payment of \$540,220.00 in the 2017 budget toward the Internal BAN's which will be paid on December 30, 2017; and

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WHEREAS, the Board of Commissioners have determined that the remaining balance of \$857,516.30 of the Internal BAN's be rolled over on December 30, 2017.

NOW, THEREFORE BE IT RESOLVED, that the Board of Commissioners of the Borough of Deal authorizes the payment of outstanding Internal BAN's in the amount of \$540,220.00 as agreed; and

BE IT FURTHER RESOLVED, that the remaining balance of \$857,516.30 of internal BAN's be financed as a Bond Anticipation Note as recommended by the Chief Financial Officer.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 17-139**

WHEREAS, the Borough of Deal has found it necessary to complete a variety of expenditures to maintain the safety, welfare and services of the residents of the Borough; and

WHEREAS, the Board of Commissioners have found it to be in the best financial interests of the taxpayers to fund these improvements by borrowing the funds from the financial reserve of the Borough, without interest, in the form of Bond Anticipation Notes, and, whereas, such Bond Anticipation Notes have been raised in full in the 2017 current fund budget appropriation – payment of Bond Anticipation Notes.

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Borough of Deal that the following Bond Anticipation Notes, totaling \$857,516.30 be created in accordance with the terms and dates specified as of December 30, 2017:

BAN NO.	Ord.No.	Description	Amount Due
17-01	1114	Improvements to Marine Place	\$570,573.74
17-02	1076	Various Impr. Streets & Drains - Atlantic	\$134,052.50
17-03	1112	Various Improvements to Streets & Drains	\$152,890.06

BE IT FURTHER RESOLVED, by the Board of Commissioners of the Borough of Deal that the Notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Borough of Deal and said Note issued hereunder shall be an interest-free internal notes of the Borough of Deal.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

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Commissioner Simhon offers the following Resolution:

**Resolution 17-140**

WHEREAS, an opening has occurred for a Class III member of the Planning Board due to the expiring of the term.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Borough of Deal that Commissioner Morris Ades, 74 Almyr Avenue, Deal be appointed to a one (1) year term as a Class III member of the Planning Board pursuant to the Municipal Land Use Law, P.L. 1975 to commence January 1, 2018 and to expire December 31, 2018.

Seconded by Mayor Cohen

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 17-141**

WHEREAS, the Borough of Deal has to secure a supplier of gasoline and diesel fuel for the vehicles that service the Borough; and

WHEREAS, the New Jersey State Contract has gasoline and diesel fuel available through state contract from Allied Oil Company, 25 Old Camplain Road #2, Hillsborough Township, NJ 08844 for the year 2018 at prices specified in their bid.

NOW, THEREFORE BE IT RESOLVED, that the Borough of Deal agrees to purchase the fuel required for the year 2018 from Allied Oil Company of Hillsborough Township, New Jersey at the terms and prices specified in their contract under New Jersey State Contract.

BE IT FURTHER RESOLVED, that the service provided must meet the delivery requirements of the Borough and that it reserves the right to obtain another supplier should the requirements not be met by Allied Oil Company.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Simhon offers the following Resolution:

**Resolution 17-142**

WHEREAS, the Borough of Deal has to secure a supplier of rock salt for snow and ice removal within the Borough; and

WHEREAS, the Borough of Deal as a member of the Monmouth County Cooperative Pricing System can participate in group purchasing for these products; and

WHEREAS, the Monmouth County Department of Purchasing has awarded a bid for rock salt to Chemical Equipment Labs, Walnut Street, Marcus Hook, PA 19061 for the year of 2018 at prices specified in the County Bid Proposal #F-23-2018.

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NOW, THEREFORE BE IT RESOLVED, that the Borough of Deal, as a member of the Monmouth County Cooperative Pricing System, agrees to purchase the rock salt or approved equivalent required for the year 2018 from Chemical Equipment Labs the terms and prices specified in their contract with Monmouth County, #F-23-2018.

BE IT FURTHER RESOLVED, that the service provided must meet the delivery requirements of the Borough and that it reserves the right to obtain another supplier should the requirements not be met by Chemical Equipment Labs.

Seconded by Commissioner Ades

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 17-143**

WHEREAS, the Borough of Deal, as a participating member of the State Health Benefits Program, can offer an incentive to a full time employees to waive the health benefits coverage offered by the Borough of Deal, if the employee is eligible for any other health care coverage, and;

WHEREAS, the Borough of Deal can offer an employee who waives coverage 25 percent of the amount saved by the employer or \$5,000, whichever is less. The amount saved by the employer would be the premium due minus the contribution the employee would have made if the employee did not waive coverage.

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Borough of Deal that the Borough agrees to provide payment in lieu of benefits to qualified employees in the amount of 25 percent of the cost of the employees appropriate State Health Benefits Program presently enrolled in, minus the contribution the employee would have made if the employee did not waive coverage, or \$5,000.00 whichever is less. Payment to be made upon the completion of the required forms, payable on an annual basis on December 15, 2017.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 17-144**

**AUTHORIZING THE BOROUGH OF DEAL TO CANCEL OLD OUTSTANDING CHECKS AND RECONCILING ITEMS**

WHEREAS, certain checks have been identified in the General Fund, Payroll and Engineering Escrow as outstanding; and

WHEREAS, it is a normal financial practice to review the bank accounts for old outstanding items for cancellation with the balances to be returned to the Current Fund Balance; and

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**WHEREAS**, it is necessary to formally cancel said checks so that the unnecessary balances may be returned to the Surplus Balance in the Current Fund;

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Commissioners of the Borough of Deal, County of Monmouth, State of New Jersey that the following old outstanding checks, be cancelled;

<b>Current Fund</b>	<b>Outstanding</b>		
<b>Account</b>	<b>Date (prior to)</b>	<b>Check #</b>	<b>Amount</b>
General	9/22/15	37187	\$128.34
General	7/29/16	38222	\$3.09
Payroll	7/15/16	57639	\$99.00
Payroll	8/31/16	58185	\$210.00
Payroll	9/30/16	58429	\$348.38
Payroll	11/15/16	58600	\$104.17
Engineering	3/18/16	1169	\$1,125.00
Engineering	3/18/16	1172	\$1,500.00
Engineering	3/21/16	1179	\$442.50
Engineering	3/21/16	1181	\$170.00
<b>Total to Cancel</b>			<b>\$4,130.48</b>

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 17-145**

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

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

**NOW, THEREFORE BE IT RESOLVED** by the Board of Commissioners of the Borough of Deal that payroll and associated deductions for the period ending December 31, 2017 be approved in the amount not to exceed \$200,000.00; and

**BE IT FURTHER RESOLVED** that the miscellaneous expenses not to exceed the amount of \$200,000.00 be paid at this time.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Mayor Cohen announced the appointment of Ruby Antebi as a Class IV Planning Board member effective January 1, 2018 through December 31, 2021. Mayor Cohen also appointed Jack Senior as an Alternate 1 planning Board Member effective January 1, 2018 through December 31, 2019

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

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

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

A letter was received from ISO advising that the building survey was completed for the Borough of Deal, and the Borough has received a classification of 3 for single family and commercial.

A letter was received from the Monmouth Municipal Joint Insurance Fund providing the approved 2018 budget.

A letter was received from the NJ State League of Municipalities accepting nominations for the 20<sup>th</sup> Annual Elected Officials Hall of Fame.

A letter was received from Jeffrey W. Goldblatt who is seeking a position as the Borough's Public Defender or Prosecutor.

An email was received from the National School Choice Week asking to create a proclamation in support of the School Choice Week between January 21 – 27, 2018. Mayor Cohen requested a proclamation to be created.

An email was received from the NJ Natural Gas advising they are conducting a meter exchange program with some homes in the Borough.

A letter was received from NJ American Water advising of their wastewater management program.

A letter was received from Split Second Racing asking for permission for the War at the Shore Triathlon on June 30, 2018 and the Jersey Girl Triathlon on August 4, 2018. The Board of Commissioners approved the race subject to the Police Department approval for traffic regulations.

A letter was received from the Deal Fire Company advising of their nominations for the Officers of the Department for 2018.

Commissioner Ades offers the following Resolution:

**BE IT RESOLVED**, by the Board of Commissioners of the Borough of Deal, New Jersey that the following bills reported by the finance committee be ordered paid and vouchers drawn for same as listed on page 17-12 of the Warrant Register in the amount of \$377,165.24.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Mayor Cohen requested comments from the floor.

Isadora Chamlin, 5 Poplar Avenue, asked the Board of Commissioners if the area north of the Updyke house will be open to the public. Mayor Cohen stated that he will take a look at the area and determine if there are any safety hazards. Mrs. Chamlin also requested benches to be placed at the Roosevelt Avenue access point. Mayor Cohen stated that he will look to see if we can add a bench.

Joe Coakley, Surfrider Association, thanked the Borough for removing the plywood that was placed at the Roosevelt Avenue access point. Mr. Coakley also asked for delineation between the Borough property and the Antebi property, Mayor Cohen stated he would will to see what he can do.

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Barbara Coffey, 85 Norwood Avenue, stated that the town has planted a number of trees and asked how many have been planted west of Norwood Avenue, Mayor Cohen stated trees were just planted west of Norwood on Phillips Avenue. Ms. Coffey stated that her neighbor has 7 people living next to her and that there is a Seton Hall ruling that anyone over 5 must have a sprinkler system. Mayor Cohen stated that we will speak with the Fire Official.

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

Commissioner Ades offers the following Resolution:

**Resolution 17-146**

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 Litigation matters and Personnel 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 a litigation and personnel matters at 8:22 P.M.

The Commissioners returned to open session at 9:30 P.M.

It was announced that the next meeting of the Board of Commissioners, which will be the reorganization meeting, will be on Monday, January 8, 2018 at 7:30 P.M.

There being no further business or comments, it was moved, seconded and approved that the meeting be adjourned at 9:30 P.M.

SC \_\_\_\_\_

MA \_\_\_\_\_

DS \_\_\_\_\_

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Clerk