

April 3, 2023

A regular meeting of the Board of Commissioners of the Borough of Deal, New Jersey was held on April 3, 2023 at 9:00 A.M. This meeting was conducted via Teleconference.

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 Ades & Commissioner Simhon  
Also Present: Paul Fernicola, Borough Attorney

It was moved by Commissioner Simhon, seconded by Commissioner Ades, and carried unanimously that the minutes of the previous meeting held on March 6, 2023 be approved as recorded.

Commissioner Ades offers the following Resolution:

**Resolution 23-43**

**RESOLUTION OF THE BOROUGH OF DEAL COUNTY OF MONMOUTH, STATE OF NEW JERSEY TO AMEND APPROVED BUDGET IN ACCORDANCE WITH THE PROVISIONS OF 40A:4-9**

WHEREAS, the local municipal budget for 2023 was approved on March 6, 2023; and

WHEREAS, the Board of Commissioners desires to amend said approved budget.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of Deal, County of Monmouth that the following amendments to the approved budget of 2023 be made:

GENERAL REVENUES	From	To
3. Miscellaneous Revenues-Section F:Special Items of Generals Revenue Anticipated		
Reserve for Distracted Driving Grant		7,000.00
Total Section F: Special Items of Generals Revenue Anticipated	31,843.43	38,843.43
Total Miscellaneous Revenues	3,470,732.08	3,477,732.08
5. Subtotal General Revenues	6,170,732.08	6,177,732.08
7. Total General Revenues	14,556,772.65	14,563,772.65
<u>GENERAL APPROPRIATIONS</u>	<u>From</u>	<u>To</u>
(A) Operations-within "CAPS"- INSURANCE		
Employee Group Health	1,340,000.00	1,185,600.00
Total Operations( Item 8(A) within "CAPS"	9,132,102.00	
8,977,702.00		
Other Expenses (Including Contingent)	4,223,100.00	4,068,700.00

(2) STATUTORY EXPENDITURES:		
Contribution to:		
Police and Fire Retirement System of NJ	800,000.00	900,000.00
Total Deferred Charges and Statutory Expenditures- Municipal with "CAPS"	1,246,000.00	1,346,000.00
(H-1) Total General Appropriations for Municipal Purposes within "CAPS"	10,378,102.00	10,323,702.00
(A) Operations- Excluded from "CAPS Police and Fire Retirement System of NJ Employee Group Health	100,000.00	154,400.00
Public and Private Programs Offset by Revenues Reserve for Distracted Driving Grant		7,000.00
Total Public and Private Programs Offset by Revenue	31,843.43	38,843.43
Total Other Operations- Excluded from "CAPS"	1,1183,416.08	1,344,816.08
(H-2) Total General Appropriations for Municipal Purposes - Excluded from "CAPS"	3,583,416.08	3,644,816.08
(O) Total General Appropriations - Excluded from "CAPS"	3,583,416.08	
3,644,816.08		
9. Total General Appropriations	14,556,772.00	14,563,772.65

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the office of the Director of Local Government Services for certification of the 2023 Local Municipal Budget as amended.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 23-44**

**Resolution for Self-Exam of the 2023 Municipal Budget**

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 2023 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, Ades & Simhon

The 2023 Budget was read. Mayor Cohen moved to open the meeting to public comment on the 2023 Municipal Budget, seconded by Commissioner Simhon.

Barbara Coffey, 85 Norwood Avenue, asked why the revenue listed in the proposed budget is so different from last year. As well, she stated that she thinks the construction numbers are out of line.

Barbara Coffey was advised that revenue is weather contingent thus you need to keep it low to have conservative management of moneys and construction numbers are to ensure we do not have a deficit in moneys for future construction.

No other comments were made and the public hearing was closed.

Commissioner Ades moved to adopt the 2023 Municipal Budget, seconded by Commissioner Simhon.

Roll Call: Ayes 3; Cohen, Ades & Simhon.

## **CAPITAL ORDINANCE PUBLIC HEARING**

Ordinance 1265 Various Improvements to Beaches was introduced on March 6, 2023 and the public hearing is scheduled for today, April 3, 2023. Mayor Cohen moved to open the meeting for public comment on Ordinance #1265, seconded by Commissioner Simhon and approved. Mayor Cohen invited public comment.

Barbara Coffey, 85 Norwood Avenue, asked what this is for and if there is a history of this being used.

Barbara Coffey was advised this is for any improvements needed within a 5-year span.

Mary Anne Cronheim, 88 Monmouth Drive, clarified this is for improvements, not to add cabanas or anything like that.

No other comments were made and the public hearing was closed.

Commissioner Simhon moved to adopt Ordinance 1265, second by Commissioner Ades. Roll Call: Ayes 3; Cohen, Ades & Simhon.

### **CAPITAL ORDINANCE NO. 1265**

#### **CAPITAL ORDINANCE PROVIDING FOR THE VARIOUS IMPROVEMENTS TO THE DEAL BEACHES AND APPROPRIATING \$100,000 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 \$100,000, said sum being inclusive of \$100,000 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 2023 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 1266 Various Improvements to Streets and Drains was introduced on March 6, 2023 and the public hearing is scheduled for today, April 3, 2023. Mayor Cohen moved to open the meeting for public comment on Ordinance #1266, seconded by Commissioner Simhon and approved. Mayor Cohen invited public comment.

Barbara Coffey, 85 Norwood Avenue, stated she passed by St. Mary's Church and found there was a backup of water on the road near it.

Barbara Coffey was advised the town will look into it with the Public Works Department.

Mary Anne Cronheim, 88 Monmouth Drive, concurred with Barbara Coffey about this water backup and stated it has been going on for years.

No other comments were made and the public hearing was closed.

Commissioner Ades moved to adopt Ordinance 1266, second by Commissioner Simhon. Roll Call: Ayes 3; Cohen, Ades & Simhon.

#### **CAPITAL ORDINANCE NO. 1266**

#### **CAPITAL ORDINANCE PROVIDING FOR THE VARIOUS IMPROVEMENTS TO STREETS AND DRAINS AND APPROPRIATING \$500,000.00 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 \$500,000.00, said sum being inclusive of \$500,000 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 2023 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 \$100,000 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 1267 Purchase and Improvement to Fire Department Equipment was introduced on March 6, 2023 and the public hearing is scheduled for today, April 3, 2023. Mayor Cohen moved to open the meeting for public comment on Ordinance #1267, seconded by Commissioner Simhon and approved. Mayor Cohen invited public comment. There were no comments and the public hearing was closed.

Commissioner Ades moved to adopt Ordinance 1267, second by Commissioner Simhon. Roll Call: Ayes 3; Cohen, Ades & Simhon.

#### **CAPITAL ORDINANCE NO. 1267**

**CAPITAL ORDINANCE PROVIDING FOR THE PURCHASE OF AND VARIOUS IMPROVEMENTS TO FIRE DEPARTMENT EQUIPMENT AND APPROPRIATING \$100,000 THEREFOR, AND PROVIDING THAT SUCH SUM APPROPRIATED SHALL BE RAISED FROM CAPITAL IMPROVEMENT FUND IN AND BY THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, NEW JERSEY**

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

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

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

Section 1. The improvements described in Section 2 of this ordinance are hereby authorized as general capital improvements to be undertaken in and by the Borough of Deal, in the County of Monmouth, New Jersey (the "Borough"). For the improvements or purposes described in Section 2, there is hereby appropriated \$75,000, said sum being inclusive of \$100,000 from the Borough's Capital Improvement Fund.

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

Section 3. The 2023 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 1268 Purchase and Improvement to Police Department Equipment was introduced on March 6, 2023 and the public hearing is scheduled for today, April 3, 2023. Mayor Cohen moved to open the meeting for public comment on Ordinance #1268, seconded by Commissioner Simhon and approved. Mayor Cohen invited public comment. There were no comments and the public hearing was closed.

Commissioner Simhon moved to adopt Ordinance 1268, second by Commissioner Ades. Roll Call: Ayes 3; Cohen, Ades & Simhon.

#### **CAPITAL ORDINANCE NO. 1268**

**CAPITAL ORDINANCE PROVIDING FOR THE PURCHASE OF AND VARIOUS IMPROVEMENTS TO POLICE DEPARTMENT EQUIPMENT AND APPROPRIATING \$100,000 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 \$100,000, said sum being inclusive of \$100,000 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 2023 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 INTRODUCTION**

Ordinance 1269 to amend Chapter X Vehicles and Traffic was introduced by Commissioner Simhon, and seconded by Mayor Cohen.

Roll Call Vote

Ayes: Cohen & Simhon



Nays: Ades

Public Hearing for this ordinance will be given on May 2, 2023 at 9:00 A.M.

**ORDINANCE 1269**

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 10-36 A **Regulation for the Movement and the Parking of Traffic on Municipal Property and Board of Education Property** is amended to read as follows:

Property

Conover Pavilion Parking Lot  
125 Ocean Avenue  
Block 28, Lot 1

Subsection 10-36 A 3(h) **Parking Meter Zones, Fees & Enforcement** is created to read as follows:

1. No person shall park a vehicle other than as hereinafter shown upon any of the following areas, unless otherwise indicated.

<u>Name of Street</u>	<u>Date</u>	<u>Time Limit</u>	<u>Limits</u>
Grass Lot	May 20 - September 15 (Daily)	9AM-5PM	(Between Paved Lot and Ocean Avenue)

2. **ESTABLISHMENT OF PARKING RATE.** A rate may be charged for parking in the above-mentioned metered area, which rate shall be set by Resolution by the Board of Commissioners from time to time.
3. **DEFACING, TAMPERING OR DAMAGING OF METERS PROHIBITED.** It shall be unlawful to deface or tamper with, damage, open or willfully break, destroy or impair the usefulness of any parking meter terminal installed under this ordinance.
4. **VIOLATIONS AND PENALTIES.** Any person who shall violate any of the provisions of this ordinance shall, upon conviction thereof before a judge of the municipal court, be fined as outlined in Section 10-4 of this ordinance

Section 4. 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 5. All ordinances or parts of ordinances inconsistent with or in conflict with the Ordinance are hereby repealed to the extent of such inconsistency.

Section 6. This Ordinance shall take effect upon passage and publication according to law.

## **RESOLUTIONS**

The following Resolutions were discussed and enacted:

Commissioner Simhon offers the following Resolution:

### **Resolution 23-45**

#### **Resolution to Approve Locker Unit Refunds for Deal Casino & Conover Pavilion**

WHEREAS, requests has been made for a refund for the 2023 membership to the Deal Casino and 2023 membership to Conover Pavilion; and

WHEREAS, these refunds are being requested due to not being able to attend for the 2023 season.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of Deal that the following be refunded for their membership to the Deal Casino or Conover Pavilion:

1. Eddie King, Interlaken, NJ \$500.00
2. Steven Frost, East Brunswick, NJ \$775.00

Seconded by Commissioner Ades

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Simhon offers the following Resolution:

### **Resolution 23-46**

#### **Resolution to Award Conover Snack Bar Vendor**

WHEREAS, in accordance with New Jersey Public Contracts Law the Borough of Deal duly adhered to the competitive sealed bid process of the lease and use of food concession services for 2023 at the W. Stanley Conover Snack Bar; and

WHEREAS, bids were advertised to be received on November 3, 2022 and December 8, 2022 pursuant to N.J.S.A. 40A:11-23: and

WHEREAS, on both occasions no bids were received in response to the advertisement; and

WHEREAS, when no bids are received on two occasions the governing body may enter into a negotiated contract; and

WHEREAS, the anticipated Lease shall be in effect for a period of one year - the season of May 1, 2023 through one week after Labor Day, 2023 with the options for the 2024, 2025, 2026 and 2027 seasons to be determined by the Board of Commissioners at the end of each season; and

WHEREAS, the proposal submitted by Samax LLC meets the selection criteria and has demonstrated that it possesses the appropriate qualifications to lease and provide food concession services within the W. Stanley Conover Snack Bar; and

WHEREAS, the Board of Commissioners deems it in the best interests of the Borough to award a Contract to Samax LLC to provide the services delineated in the proposal and wishes to provide its approval to the award of contract; and

WHEREAS, the Samax LLC agrees to pay for said work and materials when completed or delivered, which payment by the contractor shall pay an amount equal to ten percent (10%) of the total revenues actually received by the contractor, until such time as the Borough has received a total of ten thousand and 00/100 dollars in compensation; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A: 11-1 et seq.) requires that the resolution authorizing the award of contract without competitive bids and the contract itself, must be available for public inspection.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of Deal that Samax LLC be awarded the snack bar concessions for 2023 at the W. Stanley Conover Snack Bar; and

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in The Coaster within 10 days of its passage; and

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification, the Political Contribution Disclosure Form, Statement as to Investment Activities in Iran, and Statement as to Investments in Belarus referenced in the contract be placed on file with this resolution.

Seconded by Commissioner Ades

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Simhon offers the following Resolution:

#### **Resolution 23-47**

#### **Resolution to Award Deal Casino Snack Bar**

WHEREAS, in accordance with New Jersey Public Contracts Law the Borough of Deal duly adhered to the competitive sealed bid process of the lease and use of food concession services for 2023 at the Deal Casino Snack Bar; and

WHEREAS, bids were advertised to be received on November 3, 2022 and December 8, 2022 pursuant to N.J.S.A. 40A:11-23: and

WHEREAS, on both occasions no bids were received in response to the advertisement; and

WHEREAS, when no bids are received on two occasions the governing body may enter into a negotiated contract; and

WHEREAS, the anticipated Lease shall be in effect for a period of one year - the season of May 1, 2023 through one week after Labor Day, 2023 with the options for the 2024, 2025, 2026 and 2027 seasons to be determined by the Board of Commissioners at the end of each season; and

WHEREAS, the proposal submitted by Samax LLC meets the selection criteria and has demonstrated that it possesses the appropriate qualifications to lease and provide food concession services within the Deal Casino Snack Bar; and

WHEREAS, the Board of Commissioners deems it in the best interests of the Borough to award a Contract to Samax LLC to provide the services delineated in the proposal and wishes to provide its approval to the award of contract; and

WHEREAS, the Samax LLC agrees to pay for said work and materials when completed or delivered, which payment by the contractor shall pay an amount equal to ten percent (10%) of the total revenues actually received by the contractor, until such time as the Borough has received a total of ten thousand and 00/100 dollars in compensation; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A: 11-1 et seq.) requires that the resolution authorizing the award of contract without competitive bids and the contract itself, must be available for public inspection; and

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of Deal that Samax LLC be awarded the snack bar concessions for 2023 at the Deal Casino Snack Bar; and

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in The Coaster within 10 days of its passage; and

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification, the Political Contribution Disclosure Form, Statement as to Investment Activities in Iran, and Statement as to Investments in Belarus referenced in the contract be placed on file with this resolution.

Seconded by Commissioner Ades

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Ades offers the following Resolution:

#### **Resolution 23-48**

##### **Resolution to Approve Purchase of Postage Meter Machine**

WHEREAS, USPS has stated that all non-IMI compliant postal meters will become decertified on June 30, 2024, and must be withdrawn from service by December 31, 2024.

WHEREAS, the current postage machine being utilized within the Borough of Deal in non-IMI and will no longer comply with USPS regulations come June of 2024; and

WHEREAS, there now exists a need for the Borough of Deal to have a new postage machine which will comply with the new regulations come 2024; 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 received two competitive quotations from Pitney Bowes and Jersey Mail Systems; and

WHEREAS, the Board of Commissioners of the Borough of Deal find Pitney Bowes quote most advantageous in price and other factors considered; and

WHEREAS, the Borough of Deal desires to award a contract to Pitney Bowes for the purchase of a postage machine in the amount of \$3,410.53 and enter into a software maintenance agreement for 2023 in the amount of \$826.44.

BE IT RESOLVED, by Board of Commissioners of the Borough of Deal, in the County of Monmouth, that Pitney Bowes is hereby awarded the contract for the purchase of a postage machine and software maintenance agreement.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Simhon offers the following Resolution:

**Resolution 23-49**

**Resolution Authorizing the Award of Irrigation Installation at Conover Pavilion**

WHEREAS, the Board of Commissioners are interested in irrigation installation of spray heads for new plantings at the W. Stanley Conover Pavilion; and

WHEREAS, Burke Landscaping & Irrigation has provided a proposal for this project that satisfies the vision of the Board of Commissioners; and

WHEREAS, Burke Landscaping & Irrigation is a New Jersey Licensed Irrigation Contractor; 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, all contracts that are in the aggregate less than fifteen percent (15%) of the bid threshold may be awarded without soliciting competitive quotations by using sound business judgment; and

WHEREAS, the Board of Commissioners would like to proceed with items under the proposal.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of Deal that Burke Landscaping & Irrigation be awarded the contract to provide items under the proposal at a cost not to exceed \$5,534.10.

BE IT FURTHER RESOLVED by the Board of Commissioners of the Borough of Deal that the Mayor and Borough Administrator are authorized to execute the agreement with Burke Landscaping & Irrigation for the outlined proposal.

Seconded by Commissioner Ades

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 23-50**

**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 Charles Y. Zhao as a Class I Special Police Officer in the Borough of Deal.

WHEREAS, Charles Y. Zhao will be completing his course of instruction at the Monmouth County Police Academy.

NOW THEREFORE BE IT RESOLVED, that Class I Special Police Officer, Charles Y. 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, 2023, unless removed from office by the Chief of Police before the end of the one-year term. Special Officer 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, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 23-51**

**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 Emily M. Walsh as a Class I Special Police Officer in the Borough of Deal.

WHEREAS, Emily M. Walsh will be completing his course of instruction at the Monmouth County Police Academy.

NOW THEREFORE BE IT RESOLVED, that Class I Special Police Officer, Emily M. Walsh, 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, 2023, unless removed from office by the Chief of Police before the end of the one-year term. Special Officer Walsh 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, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 23-52**

**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 Giovanni R. Sosa as a Class I Special Police Officer in the Borough of Deal.

WHEREAS, Giovanni R. Sosa will be completing his course of instruction at the Monmouth County Police Academy.

NOW THEREFORE BE IT RESOLVED, that Class I Special Police Officer, Giovanni R. Sosa, 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, 2023, unless removed from office by the Chief of Police before the end of the one-year term. Special Officer Sosa 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, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 23-53**

**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 Kimberly A. Schmidt as a Class I Special Police Officer in the Borough of Deal.

WHEREAS, Kimberly A. Schmidt will be completing his course of instruction at the Monmouth County Police Academy.

NOW THEREFORE BE IT RESOLVED, that Class I Special Police Officer, Kimberly A. Schmidt, 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, 2023, unless removed from office by the Chief of Police before the end of the one-year term. Special Officer Schmidt 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, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 23-54**

**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 Ryan F. Kurczeski as a Class I Special Police Officer in the Borough of Deal.

WHEREAS, Ryan F. Kurczeski 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 F. Kurczeski, 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, 2023, unless removed from office by the Chief of Police before the end of the one-year term. Special Officer Kurczeski 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, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 23-55**

**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 Jack R. Savare as a Class I Special Police Officer in the Borough of Deal.

WHEREAS, Jack R. Savare will be completing his course of instruction at the Monmouth County Police Academy.

NOW THEREFORE BE IT RESOLVED, that Class I Special Police Officer, Jack R. 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, 2023, unless removed from office by the Chief of Police before the end of the one-year term. Special Officer 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, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 23-56**

**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 James P. Sagona as a Class I Special Police Officer in the Borough of Deal.

WHEREAS, James P. Sagona 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 P. Sagona, 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, 2023, unless removed from office by the Chief of Police before the end of the one-year term. Special Officer Sagona 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, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 23-57**

**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 Nizeeh Cotton as a Class I Special Police Officer in the Borough of Deal.

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

NOW THEREFORE BE IT RESOLVED, that Class I Special Police Officer, Nizeeh Cotton, 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, 2023, unless removed from office by the Chief of Police before the end of the one-year term. Special Officer Cotton 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, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 23-58**

**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 Martin R. Giancarli as a Class I Special Police Officer in the Borough of Deal.

WHEREAS, Martin R. Giancarli will be completing his course of instruction at the Monmouth County Police Academy.

NOW THEREFORE BE IT RESOLVED, that Class I Special Police Officer, Martin R. Giancarli, 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, 2023, unless removed from office by the Chief of Police before the end of the one-year term. Special Officer Giancarli 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, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 23-59**

**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 Daniela Ovelar as a Class I Special Police Officer in the Borough of Deal.

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

NOW THEREFORE BE IT RESOLVED, that Class I Special Police Officer, Daniela Ovelar, 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, 2023,

unless removed from office by the Chief of Police before the end of the one-year term. Special Officer Ovelar 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, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 23-60**

**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 M. Solimene as a Class I Special Police Officer in the Borough of Deal.

WHEREAS, Allison M. Solimene will be completing his course of instruction at the Monmouth County Police Academy.

NOW THEREFORE BE IT RESOLVED, that Class I Special Police Officer, Allison M. Solimene, 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, 2023, unless removed from office by the Chief of Police before the end of the one-year term. Special Officer Solimene 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, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 23-61**

**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 Haden J. Cascone as a Class I Special Police Officer in the Borough of Deal.

WHEREAS, Haden J. Cascone will be completing his course of instruction at the Monmouth County Police Academy.

NOW THEREFORE BE IT RESOLVED, that Class I Special Police Officer, Haden J. Cascone, 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, 2023, unless removed from office by the Chief of Police before the end of the one-year term. Special Officer Cascone 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, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 23-62**

**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 Harmain Sohail as a Class I Special Police Officer in the Borough of Deal.

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

NOW THEREFORE BE IT RESOLVED, that Class I Special Police Officer, Harmain Sohail, 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, 2023, unless removed from office by the Chief of Police before the end of the one-year term. Special Officer Sohail 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, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 23-63**

**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 Devin C. Vreeland as a Class I Special Police Officer in the Borough of Deal.

WHEREAS, Devin C. Vreeland will be completing his course of instruction at the Monmouth County Police Academy.

NOW THEREFORE BE IT RESOLVED, that Class I Special Police Officer, Devin C. Vreeland, 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, 2023, unless removed from office by the Chief of Police before the end of the one-year term. Special Officer Vreeland 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, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 23-64**

**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 Cameron T. Fisher as a Class I Special Police Officer in the Borough of Deal.

WHEREAS, Cameron T. Fisher will be completing his course of instruction at the Monmouth County Police Academy.

NOW THEREFORE BE IT RESOLVED, that Class I Special Police Officer, Cameron T. Fisher, 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, 2023, unless removed from office by the Chief of Police before the end of the one-year term. Special Officer Fisher 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, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 23-65**

**Resolution Appoint Part-Time Fire Driver**

WHEREAS, an opening has occurred for a fire driver within the Deal Fire Department; and

WHEREAS, the Board of Commissioners have decided to fill this position with part-time personnel; and

WHEREAS, the Keith Mitchell has been recommended for the position of part-time fire driver within the Deal Fire Department.

NOW THEREFORE BE IT RESOLVED, that Keith Mitchell be appointed as part time fire drivers at an hourly rate of \$15.00, paid bimonthly.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

Commissioner Ades offers the following Resolution:

**Resolution 23-66**

**Resolution Appoint DPW Laborer**

WHEREAS, an opening has occurred for a laborer within the Department of Public Works; and

WHEREAS, Tyler LaBella, has been recommended for the position of laborer within the Department of Public Works.

NOW THEREFORE BE IT RESOLVED, that Tyler LaBella will be appointed a Laborer effective April 1, 2023 at an annual base salary of \$40,000, paid bi-monthly.

BE IT FURTHER RESOLVED, that Tyler LaBella is to be assigned his duties by the Superintendent of Public Works 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, Ades & Simhon

Commissioner Simhon offers the following Resolution:

**Resolution 23-67**

**Resolution Authorizing Payment #1  
Roosevelt Avenue Pump Station Comminutor Pit Bid**

WHEREAS, bids were received for the Roosevelt Avenue Pump Station Comminutor Pit within the Borough of Deal which was awarded to T.R. Weniger, Inc, Piscataway NJ; and

WHEREAS, T.R. Weniger Inc. has requested first payment in the amount of \$172,695.60; and

WHEREAS, the Borough Engineer has verified that the work to date has justified this payment.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the Borough of Deal that the first payment of \$172,695.60 be made to T.R. Weniger Inc. for the Roosevelt Avenue Pump Station Comminutor Pit.

Seconded by Commissioner Ades

Roll Call: Ayes 3; Cohen, Ades & Simhon

**MONTHLY REPORTS**

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.

A report of the disbursement checks for the Municipal Court for the month of March was received from Krystle Reiner.

**CORRESPONDENCE**

A letter was received from the Monmouth County Clerk requesting all municipal governments to participate in the Clerk's COVID-19 Archive initiative in preserving documents such as policy, official notices, correspondence, public health protocols, photographs, signs, or other relevant records that were used and implemented during health pandemic.

A letter was received from the Monmouth County Mosquito Control Division providing information on the treatment operations to control adult mosquitoes.

A request was made by the Safe Foundation to move the previously scheduled and approved 5K Race from August 13, 2023 to August 20, 2023. The Board of Commissioners approved the date change.

A letter was received from Nick Dowling from the Deal PBA Fundraising Committee requesting use of Centennial Park on August 20, 2023 from 11:00 a.m. to 8:00 p.m. to host a fundraiser. The Board of Commissioners approved the use of the Centennial Park.

Two raffle applications were received from the Deep Search Metal Detecting Club for an event at Conover Pavilion on May 7, 2023. The Board of Commissioners approved the raffles.

## **UNFINISHED BUSINESS**

There was no unfinished business to discuss.

## **NEW BUSINESS**

There was no new business to discuss.

## **RESOLUTION TO PAY BILLS**

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 the amount of \$274,730.38 for the March 31, 2023 bills report and \$3,012,040.56 for the April 14, 2023 bills report.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Ades & Simhon

## **PUBLIC COMMENT**

Mayor Cohen opened the session for public comment.

No communications were received 24 hours prior to the meeting to be read during the public comment.

Raina Grossman, 5 Poplar Avenue, asked for the Commissioners to address a rumor that the Deal Casino will become a luxury beach club and become very expensive.

Commissioner Simhon responded it is just a rumor; at this point we are just doing improvements and making plans to improve the Casino.

Mayor Cohen commented we are looking at different visions to see what is possible based on DEP regulations and are trying to keep it affordable with a spectrum of rates similar to what we have now.

Commissioner Simhon commented the people of Deal are our priority for access to the beach club.

Raina Grossman, 5 Poplar Avenue, asked for a full-time bathroom attendant at the Casino.

Mayor Cohen responded we will speak with management about the possibility of a full-time bathroom attendant.

Mary Anne Cronheim, 88 Monmouth Drive, commented she is disturbed about the introduction of Ordinance 1269 regarding meter parking.

Mayor Cohen responded this is not intended for seasonals, but rather daily beach comers similar to Asbury Park.

Mary Anne Cronheim, 88 Monmouth Drive, asked about the snack bar and wants to know what the menu will be.

Mayor Cohen commented he is excited about the vendor we have for the snack bar as the vendor is great and has many years of experience. He as well stated the menu will be inclusive for the community.

Commissioner Simhon stated at the next meeting we can present a plan with the menu and pricing for the snack bar.

Katie Williams, resident of Ocean Township, commented she is concerned she will not get a spot at the Deal Casino if Deal residents and employees get priority to membership, even though she has been a member for years. As well, she asked if the DSN will have access to the beach this summer.

Mayor Cohen responded access to the beach for DSN has not be decided yet for this summer.

Barbara Coffey, 85 Norwood Avenue, asked how certain the town is that people from DSN will be using the Casino & Conover Pavilion Parking lot, and is concerned about people parking on the streets rather than the proposed parking meters. As well, she asked when the visual access at Roosevelt Avenue will be done.

Barbara Coffey was advised the town provided beach access on Roosevelt Avenue, which is what was required.

Barbara Coffey, 85 Norwood Avenue, asked if benches and garbage cans can be added as well as stairwells at the beach access openings.

Barbara Coffey was advised the town is in the process of purchasing new garbage cans for beach access openings.

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

It was announced that the next meeting of the Board of Commissioners, will be on Tuesday, May 2, 2023 at 9:00 A.M.

There being no further business or comments, it was moved by Commissioner Simhon and seconded by Commissioner Ades that the meeting be adjourned at 9:57 A.M.

SC \_\_\_\_\_

MA \_\_\_\_\_

DS \_\_\_\_\_

\_\_\_\_\_  
Clerk