

A regular meeting of the Board of Commissioners of the Borough of Deal, New Jersey was held on February 7, 2024 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: Ian Goldman, Borough Attorney

Commissioner Ades formally resigned from the Office of Commissioner for the Borough of Deal effective immediately.

Mayor Cohen thanked Ades for all the work and contributions he has made to the Borough over the years.

Commissioner Simhon thanked Ades for all his work and contributions.

Ronen Neuman, Police Chief/Acting Administrator, thanked Ades for all his work done.

A formal motion was made by Mayor Cohen for the approval of the resignation of Commissioner Ades, seconded by Commissioner Simhon, and moved unanimously.

A formal motion was made to appoint Jacob Albert Kassin as Commissioner for the Borough of Deal for the remainder of the term of Commissioner Ades, to expire May 2024.

Mayor Cohen offers the following Resolution:

**Resolution 24-22**

**Resolution of the Borough of Deal, County of Monmouth, State of New Jersey,  
Appointing Jacob Albert Kassin as Commissioner**

WHEREAS, Commissioner Morris Ades has requested resignation as Commissioner for the Borough of Deal; and

WHEREAS, the Governing Body has accepted Commissioner Ades's resignation and thanks him for his service, dedication and commitment to the Borough of Deal; and

WHEREAS, pursuant to §40A:16-12 the governing body may within 30 days of the occurrence of the vacancy appoint a successor to fill the vacancy without regard to party.

NOW, THEREFORE, BE IT RESOLVED, by the Borough of Deal, County of Monmouth, State of New Jersey, as follows:

1. That Jacob Albert Kassin be and is hereby appointed as a Commissioner of the Borough of Deal, for the remainder of Morris Ades's term, expiring on May 21, 2024.
2. That the Borough Clerk shall forward a copy of this Resolution to the following Monmouth County Clerk's Office.

Seconded by Commissioner Simhon

Roll Call: Ayes 2; Cohen & Simhon

Ian Goldman, Borough Attorney, swore Jack Kassin into the Office of Commissioner for the Borough of Deal.

Commissioner Kassin thanked Ades for all his work over the years, and stated he was grateful for the opportunity to serve the Borough of Deal.

It was moved by Commissioner Simhon and seconded by Mayor Cohen that the minutes of the previous meetings held on December 13, 2023, December 29, 2023, and January 4, 2024 be approved as recorded.

Roll Call: Ayes 2; Cohen & Simhon  
Abstain 1; Kassin

### **PUBLIC HEARING AND ADOPTION**

Ordinance 1277 to amend Chapter X Vehicle and Traffic was introduced on January 4, 2024 and the public hearing is scheduled for today, February 7, 2024. Mayor Cohen moved to open the meeting for public comment on Ordinance #1277, seconded by Commissioner Simhon and approved. Mayor Cohen invited public comment.

Barbara Coffey, 85 Norwood Avenue, asked how many parking spots were given to the DSN on the paved lot.

Ronen Neuman, Acting Administrator/Police Chief, responded he is unsure.

Lieutenant Hulse responded Deal opened more parking spots on the grass which was not there in prior years, and through this ordinance a permit is now required on the grass lot between the hours of 9am-4pm.

Barbara Coffey, 85 Norwood Avenue, responded she hopes this does not deter any day trippers from coming to Deal.

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

Commissioner Simhon moved to adopt Ordinance 1277, seconded by Mayor Cohen.

Roll Call: Ayes 3; Cohen, Simhon & Kassin

### **ORDINANCE 1277**

#### **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

Deal Casino  
 125 Ocean Avenue  
 Block 28, Lot 1

Subsection 10-36 A 2(a)4 **Permit Parking** is amended to read as follows:

No person shall park a vehicle at the below described location unless said vehicle shall have a valid permit displayed during the open season. In order to be properly displayed, a parking permit must be hung from the rearview mirror facing forward or should be placed face-up on the dashboard to the left of the steering wheel. Make sure no other paper or garbage is covering up the placard. A parking permit shall only be valid if the bathhouse lessee to whom it has been issued has paid all charges made in connection with the lessee's bathhouse. Each bathhouse shall only receive one parking permit and that permit shall not be duplicated or reproduced in any way.

<u>Name of Street or Lot</u>	<u>Time Limit</u>	<u>Days</u>
Entire Paved Lot	All	Fri, Sat, Sun and Holidays

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.

Subsection 10-36 A 2(a)4 **Permit Parking** is amended to read as follows:

Name of Street or Lot

Conover spaces to include first row on grass facing west.

Time Limit

All

Days

Monday through Sunday

<u>Location</u>	<u>Date</u>	<u>Days</u>	<u>Hours</u>	<u>Limits</u>
Grass Lot and	May 20 - September 15	Fri, Sat, Sun & Holidays	9AM-5PM	(Between Paved Lot Ocean Avenue)

- Any Conover Pavilion member displaying a valid parking permit will be allowed to park in the grass lot without having to pay the meter.

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

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

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

### **ORDINANCE INTRODUCTION**

Ordinance 1278 Capital Ordinance to authorize the acquisition of a fire truck was introduced by Mayor Cohen, and seconded by Commissioner Simhon.

Roll Call: Ayes 3; Cohen, Simhon & Kassin

Public Hearing for this ordinance will be given on March 6, 2024 at 9:00 A.M.

### **CAPITAL ORDINANCE NO. 1278**

**CAPITAL ORDINANCE PROVIDING FOR THE ACQUISITION OF A FIRE TRUCK AND APPROPRIATING \$2,337,542.39 THEREFOR, AUTHORIZED IN AND BY THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, NEW JERSEY**

WHEREAS, the Borough Council of the Borough of Deal, in the County of Monmouth, New Jersey (the "Borough") has determined to provide for the acquisition of a fire truck; and

WHEREAS, the Borough has available \$2,337,542.39 in the Borough's Capital Improvement Fund.

NOW, THEREFORE, BE IT ORDAINED by the BOROUGH COUNCIL 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. For the improvements or purposes described in Section 2, there is hereby appropriated \$2,337,542.39, said sum being inclusive of \$2,337,542.39 from the Borough's Capital Improvement Fund.

Section 2. The improvements hereby authorized to be undertaken consist of the acquisition of a fire truck, together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with contracts, plans, specifications or requisitions therefor on file with or through the Borough Clerk, as finally approved by the governing body of the Borough.

Section 3. The 2024 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. 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 5. This ordinance shall take effect as provided by law.

Ordinance 1279 to exceed Calendar Year 2024 municipal budget appropriation limits and to establish a CAP Bank was introduced by Mayor Cohen, seconded by Commissioner Simhon.

Roll Call: Ayes 3; Cohen, Simhon & Kassin

Public Hearing for this ordinance will be given on March 6, 2024 at 9:00 A.M.

**ORDINANCE NO. 1279**

**AN ORDINANCE TO EXCEED THE CALENDAR YEAR 2024  
MUNICIPAL BUDGET APPROPRIATION LIMITS AND  
TO ESTABLISH A CAP BANK  
(N.J.S.A. 40A:4-45.14)**

BE IT ORDAINED by the Board of Commissioners of the Borough of Deal as follows:

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.1, et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 1% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Board of Commissioners of the Borough of Deal in the County of Monmouth finds it advisable and necessary to increase its CY 2024 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of its citizens; and

WHEREAS, the Board of Commissioners hereby determines that a 1% increase in the budget for the said year, amounting to \$103,237.02 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Board of Commissioners hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Borough of Deal, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2024 budget year, the final appropriations of the Borough of Deal shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$361,329.57 and that the CY 2024 municipal budget for the Borough of Deal be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED that a certified copy of this ordinance, upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

## **RESOLUTIONS**

The following Resolutions were discussed and enacted:

Commissioner Simhon offers the following Resolution:

### **Resolution 24-23**

#### **Resolution Authorizing the County of Monmouth Mosquito Control Division to Conduct Aerial Mosquito Control Operations within the Borough of Deal**

WHEREAS, the Monmouth County Board of County Commissioners, pursuant to N.J.S.A. 26:9-27 et seq. has elected through its Mosquito Control Division to perform all acts necessary for the elimination of mosquito breeding areas and/or to exterminate mosquitos within the county; and

WHEREAS, the County has instituted an Integrated Pest Management Program consisting of surveillance, water management, biological control, and chemical control to exterminate the mosquito population with the county of Monmouth; and

WHEREAS, prior to conducting aerial dispensing operations over a designated "congested area", the County is required, pursuant to Federal Aviation Administration Regulation (FAR Part 137.51), to secure prior written approval from the governing body of the political subdivision over which the aircraft is to be operated; and

WHEREAS, the Borough of Deal is designated as a "congested area" by the Federal Aviation Administration and the County has requested that this governing body consent to its proposed aerial dispensing operations.

NOW, THEREFORE, be it resolved as follows:

1. The Governing Body hereby authorizes the County of Monmouth Mosquito Control Division or its agent to apply pesticides by aircraft for mosquito control in certain areas of the municipality designated by the County as being either larval mosquito habitat or areas harboring high populations of mosquitos constituting either a nuisance, a health hazard, or both with the understanding that:
  - a. the County shall utilize pesticides, application equipment and aircraft that are approved for aerial applications by the applicable Federal (USEPA) and State (NJDEP) agencies, and
  - b. such operations will be performed in compliance with applicable Federal and State regulations, and
  - c. the County will notify the police department of each municipality over which aerial pesticide operations are planned prior to commencement of such operations.

Seconded by Mayor Cohen

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

Commissioner Simhon offers the following Resolution:

### **Resolution 24-24**

#### **Resolution Appointing Deal Lake Commission Representative**

WHEREAS, the Borough of Deal is required to appoint a representative to the Deal Lake Commission; and

WHEREAS, Steven Kassin, Ocean Place, Loch Arbour, expressed an interest in becoming the representative for the Borough of Deal on the Deal Lake Commission.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Borough of Deal that Steven Kassin be appointed as the representative to the Deal Lake Commission to commence January 1, 2024 and to expire December 31, 2024.

Seconded by Mayor Cohen

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

Commissioner Simhon offers the following Resolution:

**Resolution 24-25**

**Resolution Approving Audiometric Testing**

WHEREAS, there exists a need to coordinate audio hearing testing within the Borough of Deal for certain employees; and

WHEREAS, the Monmouth JIF has conducted an RFQ for this service and where the low bidder was Interstate Mobile Care, P.O. Box 64, Sewell, NJ 08080 and offers the service for audio hearing testing.

NOW, THEREFORE, BE IT RESOLVED that Interstate Mobile Care conduct audio hearing testing for the required employees for the Borough of Deal for the year 2023.

Seconded by Mayor Cohen

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

Commissioner Simhon offers the following Resolution:

**Resolution 24-26**

**Resolution Approving State Fuel Contract 2024**

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 J Swanton Fuel Oil Company, 37 Center Avenue, Highlands, NJ 07716 for the year 2024 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 2024 from J Swanton Fuel Oil of Highlands, New Jersey at the terms and prices specified in their contract under New Jersey State Contract 19-FLEET-00975.

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 J Swanton Fuel Oil Company.

Seconded by Mayor Cohen

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

Commissioner Simhon offers the following Resolution:

**Resolution 24-27**

**Resolution Approving Monmouth County Coop Road Salt Contract 2024**

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 granular sodium chloride to Morton Salt Inc. for the year of October 1, 2023 through September 30, 2024 at prices specified in the County Bid Proposal #F-65-2023.

NOW, THEREFORE BE IT RESOLVED, that the Borough of Deal, as a member of the Monmouth County Cooperative Pricing System, agrees to purchase the granular sodium chloride or approved equivalent required for the year 2023/2024 from Morton Salt Inc. the terms and prices specified in their contract with Monmouth County, #F-65-2023.

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 Morton Salt Inc.

Seconded by Mayor Cohen

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

Commissioner Simhon offers the following Resolution:

**Resolution 24-28**

**Resolution Approving CDL Drug Testing**

WHEREAS, there exists a need to coordinate alcohol and drug testing within the Borough of Deal for employees including CDL drivers; and

WHEREAS, the Monmouth JIF has conducted an RFQ for this service and where the low bidder was Dynamic Testing Service, 230 Main Street, Toms River, NJ 08753 and offers the service for alcohol and drug testing.

NOW, THEREFORE, BE IT RESOLVED that Dynamic Testing Services conduct alcohol and drug testing for the required employees for the Borough of Deal for the year 2024.

Seconded by Mayor Cohen

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

Commissioner Simhon offers the following Resolution:

**Resolution 24-29**

**Resolution Authorizing the Award of Police Vehicle Bid**

WHEREAS, the Borough of Deal advertised and received sealed bids on January 30, 2024 for one (1) 2023 Chevrolet Silverado 1500 for the Police Department; and

WHEREAS, the Borough received bids on January 30, 2024 and Whitmoyer Buick-Chevrolet, Inc. 1001 East Main Street, Mount Joy, PA 17552 (“Whitmoyer”) submitted the following bid:

1. 2023 Chevrolet Silverado 1500 4WD Crew Cab 147” Work Truck for a total of \$50,600.00; and

WHEREAS, the Police Department recommends that the Borough award the bid to Whitmoyer finding that the bid met the Borough’s specifications.



NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Deal, County of Monmouth, State of New Jersey, that it hereby awards a bid to Whitmoyer Buick-Chevrolet, Inc. for the purchase of one (1) 2023 Chevrolet Silverado 1500 4WD Crew Cab 147" Work Truck in the total amount of \$50,600.00.

BE IT FURTHER RESOLVED that the Mayor and Acting Administrator is hereby authorized to execute any and all documents necessary to effectuate the purchase of the Silverado Vehicle from Whitmoyer.

Seconded by Mayor Cohen

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

Commissioner Simhon offers the following Resolution:

**Resolution 24-30**

WHEREAS, the Monmouth County Vocational School District has requested a student for internship with the Deal Police Department; and

WHEREAS, the purpose of the internship is to provide the student with the opportunity to explore and practice academia and occupationally related skills; and

WHEREAS, the Deal Police Department has utilized interns from the Monmouth County Vocational School in the past;

WHEREAS, Christian Dare has been selected for the internship to begin February 15, 2024 and end on or before June 1, 2024; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Deal that Christian Dare be provided the internship opportunity with the Deal Police Department beginning February 15, 2024 through June 1, 2024.

Seconded by Mayor Cohen

Roll Call: Ayes 3; Cohen, Simhon & Kassin

Commissioner Simhon offers the following Resolution:

**Resolution 24-31**

**Resolution to Approve Purchase of Turbo Charger**

WHEREAS, one of the sanitation vehicles has a broken turbo charger; and

WHEREAS, there is a need to fix said turbo charger in order to continue use of the vehicle; and

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

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

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

WHEREAS, the Board of Commissioners of the Borough of Deal find Allied Diesel Services Inc. the most advantageous in price and other factors considered; and

February 7, 2024

WHEREAS, the Borough of Deal desires to award a contract to Allied Diesel Services Inc. for the purchase and installation of the turbo charger in the amount of \$9,245.00.

BE IT RESOLVED, by Board of Commissioners of the Borough of Deal, in the County of Monmouth, that Allied Diesel Services Inc. is hereby awarded the contract for the purchase and installation of the turbo charger in the amount of \$9,245.00.

Seconded by Mayor Cohen

Roll Call: Ayes 3 ; Cohen, Simhon & Kassin

### **MONTHLY REPORTS**

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

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

A report of the disbursement checks for the Municipal Court for the months of December and January was received from Krystle Reiner.

### **CORRESPONDENCE**

Two raffle applications were received from Family & Children's Service of Monmouth County for an event at Deal Golf and Country Club on May 2, 2024. The Commissioners approved the raffles.

A letter was received from Lisa Arnold from Congregation Torat El requesting use of the Conover Pavilion for evening services on Friday, July 26 and Friday, August 16<sup>th</sup> or 23<sup>rd</sup>. The Board of Commissioners approved the use of the Conover Pavilion.

An email was received from Sephardic Bikur Holim requesting use of the Deal Casino field from July 11- July 13, for their July 13, 2024 carnival. The Board of Commissioners approved the use.

A letter was received from the Monmouth Barracudas requesting use of the Deal Casino Pool Monday-Friday 6:15 a.m. to 8 a.m. starting June 17, 2024 and ending on August 12, 2024. The Board of Commissioners approved the use.

Notification was received from Long Branch that the Municipal Land Use Law Ordinance 0-31-24 is scheduled for public hearing on February 14, 2024 regarding changing the Broadway Gateway Redevelopment Plan design standards.

Notification was received from Ocean Township that the Municipal Land Use Law Ordinance 2444 was adopted regarding changing their Zoning District to allow cannabis establishments, and that Ordinance 2453 is scheduled for February 8, 2024 establishing land regulations for cannabis establishments.

A letter was received from Jersey Central Power & Light advising that a Public hearing will be February 29, 2024 speaking on their verified petition to establish a rate for Rider Lost Revenue Adjustment.

A letter was received from the NJ Department of Agriculture notifying Counties and Municipalities of the 2024-2026 Spotted Lanternfly Grant Program. Mayor Cohen stated this is something the municipality should look into applying for.

A letter was received from NJ Transit notifying that a public hearings will be held in March 2024 as it relates to proposed changes to rail, bus, light rail, access link and bus contract carriers fares.

**UNFINISHED BUSINESS**

There was no unfinished business to discuss.

**NEW BUSINESS**

There was no new business to discuss.

**RESOLUTION TO PAY BILLS**

Mayor Cohen 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 \$2,721,113.95 for the January 31, 2024 bills report, and \$650,221.86 for the February 15, 2024 bills report.

Seconded by Commissioner Simhon

Roll Call: Ayes 3; Cohen, Simhon & Kassin

**PUBLIC COMMENT**

Mayor Cohen opened the session for public comment.

Mary Anne Cronheim, 88 Monmouth Drive, asked for an update on the license plate readers.

Ronen Neuman, Police Chief/Acting Administrator, responded we still have them all over town, and now we also have new car cameras that contain license plate readers.

Mayor Cohen responded the license plate readers are major deterrents from people coming into town and trying to steal cars, and we have one of lowest crime rates in the area.

Lieutenant Hulse responded it is a state-wide problem stolen vehicles and we are working hard to combat it. As well, he stated during the summer the police add more patrols.

Barbara Coffey, 85 Norwood Avenue, asked if there can be another representative for the Deal Lake Commission other than Steve Kassin and asked about the status on the stairs at 8 Neptune.

Ronen Neuman, Police Chief/Acting Administrator responded the town is still working on rezoning and are working with the owner on the stairs.

Barbara Coffey, 85 Norwood Avenue, stated the drains in town are overflowing.

Ronen Neuman, Police Chief/Acting Administrator responded the outfall pipe is getting filed with sand and the Army Corp of Engineers is looking into fixing it.

Barbara Coffey, 85 Norwood Avenue, stated she saw construction being done on Saturday and asked when the yearly letter to residents goes out to include laws regarding dogs being leashed and picking up dog waste.

Mayor Cohen stated if she sees construction being done on Saturday to call the police to notify them as that is not allowed.

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

Commissioner Simhon offers the following Resolution:

**Resolution 24-32**

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 material that fall under strategies personnel matters, and contractual matters; and

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 Mayor Cohen

Roll Call: Ayes 3; Cohen, Simhon & Kassin

The Board of Commissioners entered into closed session to discuss personnel matters, and contractual matters at 9:42 a.m.

The Commissioners returned to open session at 10:26 A.M.

There being no further business or comments, it was moved by Mayor Cohen and seconded by Commissioner Simhon that the meeting be adjourned at 10:27 A.M.

SC \_\_\_\_\_

DS \_\_\_\_\_

JK \_\_\_\_\_

\_\_\_\_\_  
Clerk