

A regular meeting of the Board of Commissioners of the Borough of Deal, New Jersey was held on March 5, 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 Simhon & Commissioner Kassin

Also Present: Adam Pfeffer, Borough Attorney Representative & Thomas Seaman, CFO

It was moved by Commissioner Simhon, seconded by Mayor Cohen, and move unanimously that the minutes of the previous meetings held on February 7, 2024 be approved as recorded.

### **PUBLIC HEARING AND ADOPTION**

Ordinance 1278 Capital Ordinance was introduced on February 7, 2024 and the public hearing is scheduled for today, March 5, 2024. Mayor Cohen moved to open the meeting for public comment on Ordinance #1278, seconded by Commissioner Simhon and approved. Mayor Cohen invited public comment.

Barbara Coffey, 85 Norwood Avenue, stated she appreciates the support given to the department because it enhances the town.

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

Commissioner Simhon moved to adopt Ordinance 1278, seconded by Mayor Cohen.

Roll Call: Ayes 3; Cohen, Simhon & Kassin

### **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 Establish Cap Bank was introduced on February 7, 2024 and the public hearing is scheduled for today, March 5, 2024. Mayor Cohen moved to open the meeting for public comment on Ordinance #1279, seconded by Commissioner Simhon and approved. Mayor Cohen invited public comment.

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

Commissioner Simhon moved to adopt Ordinance 1279, seconded by Mayor Cohen.

Roll Call: Ayes 3; Cohen, Simhon & Kassin

#### **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.

### **ORDINANCE INTRODUCTION**

Ordinance 1280 Various Improvements to Police Department was introduced by Mayor Cohen, seconded by Commissioner Simhon. Roll Call: Ayes 3; Cohen, Simhon & Kassin

Public Hearing for this ordinance will be given on April 3, 2024 at 9:00 A.M.

### **CAPITAL ORDINANCE NO. 1280**

**CAPITAL ORDINANCE PROVIDING FOR THE PURCHASE OF AND VARIOUS IMPROVEMENTS TO POLICE DEPARTMENT EQUIPMENT AND APPROPRIATING \$1,335,000 THEREFOR, AND PROVIDING THAT SUCH SUM APPROPRIATED SHALL BE RAISED FROM CAPITAL IMPROVEMENT FUND IN AND BY THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, NEW JERSEY**

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

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

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

Section 1. The improvements described in Section 2 of this ordinance are hereby authorized as general capital improvements to be undertaken in and by the Borough of Deal, in the County of Monmouth, New Jersey (the "Borough"). For the improvements or purposes described in Section 2, there is hereby appropriated \$ 1,335,000, said sum being inclusive of \$ 1,335,000 from the Borough's Capital Improvement Fund.

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

Section 3. The 2024 temporary capital budget of the Borough will conform to the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 4. An aggregate amount not exceeding \$0 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

Section 5. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 2 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 6. The Borough Attorney and other Borough officials and representatives are hereby authorized to do all things necessary to accomplish the purposes of the appropriation made herein.

Section 7. This ordinance shall take effect as provided by law.

Ordinance 1281 Various Improvements to Streets & Drains was introduced by Mayor Cohen, seconded by Commissioner Simhon. Roll Call: Ayes 3; Cohen, Simhon & Kassin

Public Hearing for this ordinance will be given on April 3, 2024 at 9:00 A.M.

### **CAPITAL ORDINANCE NO. 1281**

#### **CAPITAL ORDINANCE PROVIDING FOR THE VARIOUS IMPROVEMENTS TO STREETS AND DRAINS AND APPROPRIATING \$1,200,000.00 THEREFOR, AND PROVIDING THAT SUCH SUM APPROPRIATED SHALL BE RAISED FROM CAPITAL IMPROVEMENT FUND AND GRANTS IN AID IN AND BY THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, NEW JERSEY**

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

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

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

Section 1. The improvements described in Section 2 of this ordinance are hereby authorized as general capital improvements to be undertaken in and by the Borough of Deal, in the County of Monmouth, New Jersey (the "Borough"). For the improvements or purposes described in Section 2, there is hereby appropriated \$500,000.00, said sum being inclusive of \$1,200,000 from the Borough's Capital Improvement Fund.

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

Section 3. The 2024 temporary capital budget of the Borough will conform to the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 4. An aggregate amount not exceeding \$200,000 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

Section 5. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 2 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 6. The Borough Attorney and other Borough officials and representatives are hereby authorized to do all things necessary to accomplish the purposes of the appropriation made herein.

Section 7. This ordinance shall take effect as provided by law.

Ordinance 1282 Various Improvements to Deal Beaches was introduced by Commissioner Simhon, seconded by Mayor Cohen. Roll Call: Ayes 3; Cohen, Simhon & Kassin

Public Hearing for this ordinance will be given on April 3, 2024 at 9:00 A.M.

#### **CAPITAL ORDINANCE NO. 1282**

#### **CAPITAL ORDINANCE PROVIDING FOR THE VARIOUS IMPROVEMENTS TO THE DEAL BEACHES AND APPROPRIATING \$750,000 THEREFOR, AND PROVIDING THAT SUCH SUM APPROPRIATED SHALL BE RAISED FROM CAPITAL IMPROVEMENT FUND IN AND BY THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, NEW JERSEY**

WHEREAS, the Board of Commissioners of the Borough of Deal, in the County of Monmouth, New Jersey (the "Borough") has determined to provide for the various improvements to the Deal Casino, Conover Pavilion and Municipal Beach, and

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

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

Section 1. The improvements described in Section 2 of this ordinance are hereby authorized as general capital improvements to be undertaken in and by the Borough of Deal, in the County of Monmouth, New Jersey (the "Borough"). For the improvements or purposes described in Section 2, there is hereby appropriated \$100,000, said sum being inclusive of \$750,000 from the Borough's Capital Improvement Fund.

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

Section 3. The 2024 temporary capital budget of the Borough will conform to the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 4. An aggregate amount not exceeding \$20,000.00 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

Section 5. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 2 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are received and so used.

Section 6. The Borough Attorney and other Borough officials and representatives are hereby authorized to do all things necessary to accomplish the purposes of the appropriation made herein.

Section 7. This ordinance shall take effect as provided by law.

Ordinance 1283 to Amend Chapter VI Beach Regulations was introduced by Mayor Cohen, seconded by Commissioner Simhon. Roll Call: Ayes 3; Cohen, Simhon & Kassin

Public Hearing for this ordinance will be given on April 3, 2024 at 9:00 A.M.

#### **ORDINANCE #1283**

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

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

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

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

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

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

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

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

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

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

**6-7.1 Beach Facility Rental Rates:**

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

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

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

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

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

Section 6: Payment Terms

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

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

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

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

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

**Thomas Seaman, CFO, gave background on the budget for the year 2024. He explained what is expected for the year when it comes to revenue, grants, and capital improvement monies.**

**RESOLUTIONS**

The following Resolutions were discussed and enacted:

Commissioner Kassin offers the following Resolution:

**RESOLUTION NO. 24-33**

**RESOLUTION FOR INCREASING YEAR 2024 CURRENT AND WATER/SEWER  
TEMPORARY BUDGET APPROPRIATIONS**

WHEREAS N.J.S.A.40A: 4-20 states that in addition to the temporary appropriations necessary for the period prior to the adoption of the budget and regular appropriations, the governing body may, by resolution adopted by a 2/3 vote of the full membership thereof, make emergency temporary appropriations for any purpose for which appropriations may lawfully be made for the period between the beginning of the fiscal year and the adoption of the budget for said year; and

WHEREAS the amount of such emergency appropriation shall be included under the correct heading in the budget as adopted; and

WHEREAS there is a need to provide additional funds for Borough operations; and

WHEREAS adequate provision for such funding was not made in the temporary budget.

WHEREAS the total emergency temporary resolutions adopted in the year 2024 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A.40A:4-20) including the increase represented by this resolution total \$8,971,008.53, in addition to the Current Fund temporary operating and debt service budgets adopted January 1, 2024 in the amount of \$3,219,240.92 for a total Year to Date Temporary Budget of \$ 15,243,455.12.

WHEREAS the total emergency temporary resolutions adopted in the year 2024 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A.40A:4-20) including the increase represented by this resolution total \$434,000, in addition to the Water/Sewer Fund temporary operating and debt service budgets adopted January 1, 2024 in the amount of 358,430.63 for a total Year to Date Temporary Budget of \$ 792,430.63.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Deal (not less than 2/3 affirmatively concurring) that the items of appropriation appearing on the list be included in the temporary budget for the Borough for the year 2024, and that in accordance with the Statute such item of appropriation will be included in the 2024 budget as finally adopted.

BE IT FURTHER RESOLVED that two certified copies of this resolution be filed with the Director of the Division of Local Government.

	2024	Increased 3/2/2024	Total
<b>Administrative &amp; Executive</b>			
20-100-1 Salaries	100,000.00	100,000.00	200,000.00
20-100-2 Other Expense	53,077.50	53,077.50	106,155.00
<b>Human Resources</b>			
20-105-2 Other Expense	1,400.00	3,600.00	5,000.00
<b>Director Public Affairs &amp; Safety</b>			
20-110-1 Salaries 1	1,000.00	2,000.00	3,000.00
20-110-2 Other Expense	367.50	367.50	735.00
<b>Director Revenue &amp; Finance</b>			
20-111-1 Salaries	1,000.00	1,501.00	2,501.00
20-111-2 Other Expense	500.00	0.00	500.00



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<b>Director Public Works &amp; Public Property</b>				
	20-112-1 Salaries	1,000.00	1,501.00	2,501.00
	20-112-2 Other Expense	500.00	0.00	500.00
<b>Municipal Clerk</b>				
	20-120-2 Other Expense	1,500.00	3,500.00	5,000.00
<b>Elections</b>				
	20-121-2 Other Expense	4,000.00	10,700.00	14,700.00
<b>Financial Administration</b>				
	20-130-1 Salaries	1,000.00	0.00	1,000.00
	20-130-2 Other Expense	1,000.00	0.00	1,000.00
<b>Audit Service</b>				
	20-135-2 Other Expense	62,500.00	0.00	62,500.00
<b>Collection of Taxes</b>				
	20-145-1 Salaries	16,480.00	16,480.00	32,960.00
	20-145-2 Other Expense	3,438.77	10,661.23	14,100.00
<b>Assessment of Taxes</b>				
	20-150-1 Salaries	17,000.00	17,000.00	34,000.00
	20-150-2 Other Expense	40,367.50	56,032.50	96,400.00
<b>Legal Services &amp; Costs</b>				
	20-155-2 Other Expenses	60,000.00	65,000.00	125,000.00
<b>Engineering</b>				
	20-165-2 Other Expense	15,500.00	14,500.00	30,000.00
<b>Municipal Land Use - Planning Board</b>				
	21-180-1 Salaries	17,000.00	17,000.00	34,000.00
	21-180-2 170-200 Other Expense	10,158.13	20,491.87	30,650.00
<b>Municipal Land Use – Zoning Board</b>				
	21-185-1 Salaries	15,750.00	20,250.00	36,000.00
	21-185-2 Other Expense	1,200.00	3,300.00	4,500.00
<b>Construction Code Regulation</b>				
	22-195-1 Salaries	142,000.00	40,000.00	182,000.00
	22-195-2 Other Expense	10,237.50	19,762.50	30,000.00
<b>Plumbing Sub Code Official</b>				
	22-196-1 Salaries	8,000.00	13,000.00	21,000.00
	22-196-2 Other Expense	52.50	147.50	200.00
<b>Fire Sub Code Official</b>				
	22-197-1 Salaries	6,180.00	8,820.00	15,000.00
	22-197-2 Other Expense	105.00	295.00	400.00
<b>Electrical Sub Code Official</b>				
	22-198-1 Salaries	7,725.00	8,275.00	16,000.00
	22-198-2 Other Expense	52.50	147.50	200.00
<b>Insurance</b>				
	23-210-2 General Liability	81,787.00	82,287.00	164,074.00
	23-215-2 Workers Comp.	82,167.00	82,167.00	164,334.00
	23-220-2 Group Ins. Employees	300,000.00	300,000.00	600,000.00
	23-220-2 Group Ins. Retirees	100,000.00	100,000.00	200,000.00
<b>Police</b>				
	25-240-1 Salaries	680,000.00	680,000.00	1,360,000.00
	25-240-2 Other Expense	67,147.50	152,852.50	220,000.00
<b>Office of Emergency Management</b>				
	25-252-2 Other Expenses	656.25	1,843.75	2,500.00

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<b>First Aid</b>				
	25-260-2 Other Expense	26,312.50	38,687.50	65,000.00
<b>Fire</b>				
	25-265-1 Salaries	92,400.00	92,400.00	184,800.00
	25-265-2 Other Expense	45,281.25	45,281.25	90,562.50
<b>Prosecutor</b>				
	25-275-1 Salaries	12,360.00	12,360.00	24,720.00
	25-275-2 130-200 Other Expenses	78.75	221.25	300.00
<b>Streets and Roads Maintenance &amp; Repair</b>				
	26-290-1 Salaries	120,000.00	120,000.00	240,000.00
	26-290-2 Other Expense	42,708.75	44,991.25	87,700.00
<b>Traffic Signals</b>				
	26-300-2 Other Expense	1,968.75	5,531.25	7,500.00
<b>Sanitation</b>				
	26-305-1 Salaries	71,950.00	76,950.00	148,900.00
	26-305-2 Other Expense	13,125.00	56,875.00	70,000.00
<b>Public Grounds &amp; Buildings</b>				
	26-310-200 Other Expense	20,000.00	20,000.00	40,000.00
<b>Vehicle Maintenance</b>				
	26-315-2 Other Expense	24,934.50	25,065.50	50,000.00
<b>Deal Lake Weed Control</b>				
	26-320-2 Other Expense	1,750.00	0.00	1,750.00
<b>Board of Health</b>				
	27-330-2 Other Expense	10,000.00	24,000.00	34,000.00
<b>Dog/Animal Regulation</b>				
	27-340-2 Other Expense	2,100.00	7,900.00	10,000.00
<b>Aid to Health Care Facilities</b>				
	27-360-2 Other Expenses	500.00	0.00	500.00
<b>Recreation</b>				
	28-370-2 Other Expense	1,400.00	0.00	1,400.00
<b>Parks and Playgrounds</b>				
	28-375-2 Other Expense	30,000.00	20,000.00	50,000.00
<b>Deal Casino</b>				
	28-380-1 Salaries	82,250.00	82,250.00	164,500.00
	28-380-2 Other Expense	54,810.00	54,810.00	109,620.00
<b>Conover Pavilion</b>				
	28-381-1 Salaries	0.00	10,000.00	10,000.00
	28-381-2 Other Expense	9,850.00	9,850.00	19,700.00
<b>Accumulated Leave Compensation</b>				
	30-415-2 Other Expense	262.50	19,737.50	20,000.00
<b>Utilities &amp; Bulk Purchases</b>				
	31-430-2 Electricity	20,000.00	20,000.00	40,000.00
	31-435-2 Street Lighting	20,000.00	20,000.00	40,000.00
	31-440-2 Telephone	3,000.00	3,000.00	6,000.00
	31-445-2 Water	8,000.00	8,000.00	16,000.00
	31-446-2 Gas	10,000.00	10,000.00	20,000.00
	31-455-2 Sewerage	15,000.00	15,000.00	30,000.00
	31-460-2 Gasoline & Motor Fuel	35,000.00	35,000.00	70,000.00
	32-465-2 Solid Waste Land Fill	75,000.00	75,000.00	150,000.00

March 5, 2024

<b>Contingent</b>			
35-470-2 Other Expense	1,000.00	0.00	1,000.00
<b>Statutory Expenditures</b>			
36-472-2 Social Security	65,000.00	65,000.00	130,000.00
36-476-2 SDI Contribution	6,825.00	-825.00	6,000.00
36-475-2 Police & Fire Retire	0.00	949,741.30	949,741.30
36-471-2 Public Employees Retire	0.00	171,049.11	171,049.11
<b>Interlocal Municipal Service Agreements</b>			
42-250-2 Police Mandates 911 SVC.	2,625.00	5,375.00	8,000.00
42-250-2 Reverse 911	262.25	237.75	500.00
42-250-2 Ocean Twp. Tactical Team	420.00	2,180.00	2,600.00
<b>Shared Service Agreements</b>			
42-106-2 Police Services-Interlaken	220,000.00	220,000.00	440,000.00
45-106-2 Police Service-Loch Arbour	60,000.00	60,000.00	120,000.00
42-108-2 Court Services-Loch Arbour	2,500.00	2,500.00	5,000.00
45-251-2 Public Works-Loch Arbour	27,748.27	27,748.27	55,496.54
45-251-2 Beach Cleaning-Loch Arbour	4,000.00	4,000.00	8,000.00
42- 252-2 Borough of Red Bank-Finance Officer	7,000.00	7,000.00	14,000.00
Reserve for Stormwater Maintenance		15,000.00	15,000.00
<b>Municipal Court</b>			
43-490-1 Salaries	45,000.00	52,500.00	97,500.00
43-490-2 Other Expense	12,468.75	27,531.25	40,000.00
<b>Public Defender</b>			
43-495-2 Other Expenses	2,500.00	2,500.00	5,000.00
<b>Capital Improvement Fund</b>		4,500,000.00	4,500,000.00
<b>GRAND TOTAL \$3,219,240.32</b>	<b>3,219,240.92</b>	<b>8,971,008.53</b>	<b>12,190,249.45</b>

**SEWER FUND**

Operating		Increased 3/5/2024	Total
55-501-1 Salaries & Wages	100,000.00	100,000.00	200,000.00
55-502-2 Other Expense	237,430.63	250,000.00	487,430.63
<b>Statutory Expenditures</b>			
55-530-2 Pub. Employ. Retirement	15,000.00	70,000.00	85,000.00
55-541-2 Social Security	6,000.00	14,000.00	20,000.00
<b>Debt Service</b>			
55-523-501 – Interest on Bans			
<b>GRAND TOTAL SEWER FUND</b>	<b>358,430.63</b>	<b>434,000.00</b>	<b>792,430.63</b>

Seconded by Commissioner Simhon

Roll Call Ayes 3; Cohen, Simhon, & Kassin

Commissioner Simhon offers the following Resolution:

**RESOLUTION NO. 24-34**

**Authorize Increase of Temporary Budget**

Whereas, it is desired to adopt a temporary capital budget,

Now, Therefore Be It Resolved, by the \_\_\_\_\_ Governing Body \_\_\_\_\_ of the \_\_\_\_\_ Borough \_\_\_\_\_ of \_\_\_\_\_ Deal \_\_\_\_\_, County of \_\_\_\_\_ Monmouth \_\_\_\_\_, that the following temporary capital budget be adopted:

CAPITAL BUDGET (Current Year Action)  
2024

1 PROJECT	2 PROJECT NUMBER	3 ESTIMATED TOTAL COST	4 AMOUNTS RESERVED IN PRIOR YEARS	5 PLANNED FUNDING SERVICES FOR CURRENT YEAR 2024					6 TO BE FUNDED IN FUTURE YEARS
				5a 2024 Budget Appropriations	5b Capital Improvement Fund	5c Capital Surplus	5d Grants In Aid and Other Funds	5e Debt Authorized	
Purchase & Improvements to Fire Equipment		2,337,542.39			2,337,542.39				
Purchase & Improvements to Police Equipment		1,335,000.00			1,335,000.00				
Various Improvements to Beach Facilities		750,000.00			750,000.00				
Various Improvements to Streets & Drains		1,200,000.00			1,200,000.00				
<b>TOTALS ALL PROJECTS</b>		5,622,542		0	5,622,542		0	0	

3  
YEAR CAPITAL PROGRAM 2024 - 2026  
Anticipated PROJECT Schedule and Funding Requirement

1 PROJECT	2 Project Number	3 Estimated Total Cost	4 Estimated Completion Time	5 Funding Amounts Per Year						
				Budget Year	2024	2025	2026	20__	20__	20__
Purchase & Improvements to Fire Equipment		2,337,542.39	2024	2,337,542.39						
Purchase & Improvements to Police Equipment		1,335,000.00	2024	1,335,000.00						
Various Improvements to Beach Facilities		750,000.00	2024	750,000.00						
Various Improvements to Streets & Drains		1,200,000.00	2024	1,200,000.00						
<b>TOTALS ALL PROJECTS</b>		5,622,542		5,622,542						

Seconded by Commissioner Kassin

Roll Call Ayes 3; Cohen, Simhon, & Kassin

Commissioner Kassin offers the following Resolution:

**Resolution 24-35**

WHEREAS, Title 17:9-9 and N.J.S.A. 40A:5-14 provide for the designation of depositories for municipal funds by resolution of the Governing Body; and

WHEREAS, Citizens Bank, is the current depository of all the Borough's funds; and

WHEREAS, the Borough wishes to change their current bank institution to one that yields a higher interest rate on municipal funds; and

WHEREAS, Valley National Bank, has provided a higher interest rate than the one provided by the current depository.

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Borough of Deal that Valley National Bank, Park Avenue, Ocean Township branch be designated as the depository of all municipal funds, as soon as practical.

BE IT FURTHER RESOLVED that the following Borough of Deal Funds be transferred from Citizens Bank to Valley National Bank: General Capital, Payroll, General Checking, Sewer Capital, Sewer Checking, Engineering Escrow, Street Opening, Dog Account, Law Enforcement Trust Account, Trust Other Interfund, Tax Collectors Escrow Account, General Reserve, the SUI Fund, Deal PBA, Deal Beaches, Accumulated Leave Compensation, and the Court's General and Bail Accounts for Deal, Interlaken, and Loch Arbour; and

BE IT FURTHER RESOLVED that a new bank account referred to as "Tax Collection Account" with Valley National Bank be established.

Seconded by Commissioner Simhon

Roll Call Ayes 3; Cohen, Simhon, & Kassin

Commissioner Kassin offers the following Resolution:

**Resolution 24-36**

BE IT RESOLVED, by the Board of Commissioners of the Borough of Deal that Valley National Bank, Park Avenue, Ocean Township branch, shall be the depository for the following Borough of Deal funds: General Capital, Payroll, General Checking, Sewer Capital, Sewer Checking, Engineering Escrow, Street Opening, Dog Account, Law Enforcement Trust Account, Trust Other Interfund, Tax Collectors Escrow Account, General Reserve, the SUI Fund, Deal PBA, Deal Beaches, Tax Collection Account, Accumulated Leave Compensation, and the Court's General and Bail Accounts for Deal, Interlaken, and Loch Arbour.

All disbursements from these accounts shall be made by checks signed by three of the following: Mayor Samuel Cohen, Commissioner David Simhon, Commissioner Jack Kassin, and Ronen Neuman, Acting Borough Clerk.

Seconded by Commissioner Simhon

Roll Call Ayes 3; Cohen, Simhon, & Kassin

Commissioner Simhon offers the following Resolution:

**Resolution 24-37**

**Resolution Approving Purchase Agreement with East Coast Emergency Lighting**

WHEREAS, the Borough of Deal has the need to purchase lighting, speakers, and siren system for police vehicles; and

WHEREAS, New Jersey State Contracts have for purchase lighting, speakers, and siren systems through state contract with East Coast Emergency Lighting, 200 Meco Drive, Millstone Twp., NJ 08535.

NOW, THEREFORE BE IT RESOLVED, that the Borough of Deal agrees to purchase and pay for lighting, speakers, and siren system from East Coast Emergency Lighting, New Jersey at the terms specified in their contract for \$11,012.00 under New Jersey State Contract 17-FLEET-00761.

Seconded by Commissioner Kassin

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

Commissioner Simhon offers the following Resolution:

**Resolution 24-38**

**Resolution to Approve Purchase of Electric Light Tower**

WHEREAS, the Borough of Deal has a need to purchase a new electric light tower; 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 Traffic Plan, 5300 Asbury Road, Farmingdale, NJ 07727 the most advantageous in price and other factors considered; and

WHEREAS, the Borough of Deal desires to award a contract to Traffic Plan for the purchase of an electric light tower in the amount of \$7,400.00.

BE IT RESOLVED, by Board of Commissioners of the Borough of Deal, in the County of Monmouth, that Traffic Plan is hereby awarded the contract for the purchase of electric light tower in the amount of \$7,400.00.

Seconded by Commissioner Kassin

Roll Call: Ayes 3 ; Cohen, Simhon & Kassin

Commissioner Simhon offers the following Resolution:

**Resolution 24-39**

**Resolution to Approve Extraordinary Unspecified Service to BRB Valuation & Consulting Services**

WHEREAS, the Borough of Deal desires to obtain consulting services to assist them with the determination of land/residential market value changes in the Borough from 2020 through 2023; and

WHEREAS, a proposal was received from BRB Valuation & Consulting Services, LLC dated February 5, 2024, and the maximum amount of the contract in question is for a total fee of \$8,000.00.

WHEREAS, said services are specialized and qualitative in nature requiring expertise extensive training and proven reputation in the field of endeavor pursuant to N.J.S.A. 40A:11-2-7; and

WHEREAS, N.J.S.A. 40A:11 et seq. requires that the resolution authorizing the award of contact for "Extraordinary Unspecific Services" without competitive bids and the contact itself must be available for public inspection.

NOW THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of Deal that the agreement be awarded to BRB Valuation & Consulting Services LLC as an Extraordinary Unspecific Service for a total amount of \$8,000.00.

BE IT FURTHER RESOLVED that notice of this action shall be published in the official newspaper as required by law.

Seconded by Commissioner Kassin

Roll Call: Ayes 3 ; Cohen, Simhon & Kassin

Commissioner Simhon offers the following Resolution:

**Resolution 24-40**

**Resolution to Approve Purchase of Signs**

WHEREAS, the Borough of Deal has a need to purchase new street name and stop signs, and sign assembly equipment; 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 Glenco Supply, PO Box 638, Oakhurst, NJ 07755 the most advantageous in price and other factors considered; and

WHEREAS, the Borough of Deal desires to award a contract to Glenco Supply for the purchase of street name and stop signs, and sign assembly equipment in the amount of \$41,130.00.

BE IT RESOLVED, by Board of Commissioners of the Borough of Deal, in the County of Monmouth, that Glenco Supply is hereby awarded the contract for the purchase of street name and stop signs, and sign assembly equipment in the amount of \$41,130.00.

Seconded by Commissioner Kassin

Roll Call: Ayes 3 ; Cohen, Simhon & Kassin

Commissioner Kassin offers the following Resolution:

**Resolution 24-41**

**RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR RECORDING & TRANSCRIPTION SERVICES**

WHEREAS, the Borough of Deal has a need to obtain Recording & Transcription Service and their service will be provided as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and

WHEREAS, the Borough Clerk/Administrator has determined and certified in writing that the value of the acquisition will not exceed \$5,000.; and

WHEREAS, the anticipated term of this contract is one year; and

WHEREAS, State Shorthand Recording has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee serving individually or collectively as the Board of Commissioners in the Borough of Deal in the previous one year, and that the contract will prohibit each from making any reportable contributions through the term of the contract.

NOW, THEREFORE, BE IT RESOLVED that the Commissioners of the Borough of Deal hereby authorize the following appointment:

March 5, 2024

Recording and Transcription Services State Shorthand Reporting  
212 Monmouth Road  
Oakhurst, NJ 07755  
732-531-9500

BE IT FURTHER RESOLVED that a copy of this resolution shall be published in the Coaster as required by law within ten (10) days from the date hereof; and,

BE IT FURTHER RESOLVED that the Borough Administrator/Clerk shall maintain a copy of this resolution, and the Agreement with the appointees, on file in his Office and make the same available for public inspection during regular business hours.

Seconded by Commissioner Simhon

Roll Call Ayes 3; Cohen, Simhon, & Kassin

Commissioner Simhon offers the following Resolution:

**Resolution 24-42**

WHEREAS, the Borough of Deal, has duly appointed and employs a Court Administrator in accordance with New Jersey Statutes; and

WHEREAS, since January 2020, Krystle Reiner has been appointed and serves as the Court Administrator of the Borough; and

WHEREAS, Krystle Reiner has been examined by the State of New Jersey Municipal Court Administrator Certification Board; and

WHEREAS, the Municipal Court Administrator Certification Board has found Krystle Reiner to be fully qualified and had recommended to the Supreme Court to be a certified as a Municipal Court Administrator pursuant to N.J.S.A. 2B:12-11, Court Rule 1:41, and the Municipal Court Administrator Certification Board regulations; and

WHEREAS, on January 29, 2024 Krystle Reiner was declared by the Supreme Court of New Jersey as a Certified Municipal Court Administrator (C.M.C.A.) as established by N.J.S.A. 2B:12-11.

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Borough of Deal that Krystle Reiner shall receive \$5,000.00 added to her base salary, for this attainment.

Seconded by Commissioner Kassin

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

Commissioner Kassin offers the following Resolution:

**Resolution 24-43**

WHEREAS, Eric Lazerson, has applied for the position Police Dispatcher with the Deal Police Department; and

WHEREAS, Eric Lazerson has successfully completed his associate's degree from Ocean County College.

NOW THEREFORE BE IT RESOLVED that Eric Lazerson be hereby appointed as a Police Dispatcher in the Police Department of the Borough of Deal, New Jersey, effective March 16, 2024, at an annual base salary of \$40,056.70 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, Simhon, & Kassin

Commissioner Simhon offers the following Resolution:

**Resolution 24-44**

WHEREAS, the safety and security of residents and visitors is one of the top priorities of the Borough and its religious institutions; and

WHEREAS, the Borough of Deal and Deal Police Department wish to enter into a memorandum of agreement with Ohel Yaacob Congregation within the Borough to ensure safety; and

WHEREAS, the synagogue presently has installed a security video system to aid in the safety and security of its members, staff, and property with real-time video feed and the ability to access video recordings; and

WHEREAS, the purpose of this agreement is to allow for the Deal Police to monitor the surveillance cameras and door access systems within the synagogue in the event of an emergency at or within the synagogue.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Deal to enter into a memorandum of agreement with Ohel Yaacob Congregation.

Seconded by Commissioner Kassin

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 February was received from Chief Ronen Neuman.

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

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

**CORRESPONDENCE**

A raffle application was received from Interfaith Neighbors, Inc. for an event at Deal Golf and Country Club on September 29, 2024. The Commissioners approved the raffle.

A raffle application was received from Monmouth Museum and Cultural Ctr for an event at Deal Golf and Country Club on April 14, 2024. The Commissioners approved the raffle.

A letter was received from Katie Marshall on behalf of a Monmouth University Student group requesting to host a beach clean-up March 19, April 6, and April 13. The Commissioners approved the beach clean-up on those dates.

A letter was received from Keith Acker from the DSN requesting to host a firework display for members on July 4<sup>th</sup>. The Commissioners approved as long as the DSN receives all the required permits and approvals for the fireworks.

March 5, 2024

A letter was received from Lt. Hulse on behalf of the Police Academy requesting the use of the Deal Casino pool as a backup for training recruits on June 11, 2024. The Commissioners approved.

Legislative Bulletin 2023 No. 3 was received notifying on bills enacted by the legislature.

A notice was received from the Township of Ocean Sewerage Authority regarding the 2024 meeting dates.

A letter was received from Jersey Central Power & Light advising that a public hearing will be March 21, 2024 speaking on their verified petition on energy efficiency and conservation plan.

A letter was received from New Jersey American Water advising that a public hearing will be March 13, 2024 speaking on their petition for recovery of regulatory asset established for incremental Covid-19 Related Expenses.

Notification was received from Ocean Township that Municipal Land Use Ordinance 2453 was adopted regarding cannabis establishments.

Notification was received from Ocean Township that the Municipal Land Use Ordinances 2454 and 2455 were adopted regarding zoning.

### **UNFINISHED BUSINESS**

Mayor Cohen announced that the Shwekey Concert will be Tuesday, August 20, 2024 with a rain date for Wednesday, August 21, 2024.

### **NEW BUSINESS**

Ronen Neuman, Acting Administrator/Police Chief, mentioned how him and Lt. Hulse met with the Army Corp of engineers about sink holes on the beach.

Lt. William Hulse gave background on the plan to clean out the sand and debris from Neptune Ave and Marine Place pit and the cleaning of sand from pipes near Conover Pavilion. As well, he stated the DEP gave permission to clean debris from Poplar Brook.

### **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 \$309,463.73 for the February 29, 2024 bills report, and \$591,377.76 for the March 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.

Barbara Coffey, 85 Norwood Avenue, asked how we can make sure the beach will be open for summer if we have sink holes, if the outflow pipe at Monmouth Terrace can be extended, and about the status of the stairs on Neptune Ave.

March 5, 2024

Ronen Neuman, Acting Administrator/Police Chief, responded that the town got permission to move sand to make the beach safer and the town is moving forward with the deed signing as it relates to the stairs.

Barbara Coffey, 85 Norwood Avenue, asked if the owner of the dumpster on Norwood Ave has permission to be there.

Ronen Neuman, Acting Administrator/Police Chief, responded he will look into it and get back to her.

Mary Anne Cronheim, 88 Monmouth Drive, stated the Governor gave millions for repair of boardwalks and asked if the town was getting any money.

Ronen Neuman, Acting Administrator/Police Chief, responded building a boardwalk is expensive and money from the State would not cover the entire project.

Mayor Cohen stated we can do an engineer study to get a cost estimate.

Mary Anne Cronheim, 88 Monmouth Drive, stated she has seen a lot of bamboo around town, and asked how it is getting stopped.

Mayor Cohen responded there is a bamboo ordinance in place that no new bamboo is to be planted in town, and if she sees such a thing occurring to contact Borough Hall.

Mary Anne Cronheim, 88 Monmouth Drive, asked if we have issues with catalytic converters being stolen.

Ronen Neuman, Acting Administrator/Police Chief, responded no.

Jennifer Krimko, Attorney representing 50 Atlantic Ave, asked the Commissioners about rezoning the premise.

Mayor Cohen stated he wished to speak on this at a formal presentation with attorney and administrator.

Ike Chehebar, 27 Wallace Road, thanked Commissioner Ades for all his work over the years and welcomed Commissioner Kassin to the Board. As well, he asked why flooding has been a chronic issue in Deal.

Commissioner Simhon responded it is a process to fix as it is a multi-town issue.

Ike Chehebar, 27 Wallace Road, asked what the interest rate is that the town is now getting and why it took so long for the town to change banks.

Commissioner Simhon responded the rates just went up which is why the town is now changing banks.

Raina Grossman, 5 Poplar Avenue, welcomed Commissioner Kassin to the Board and asked if the Casino will be getting new tables and chairs.

Mayor Cohen responded, yes, we just purchased new furniture for the Casino.

Raina Grossman, 5 Poplar Avenue, asked if there will be a display before the new design is approved for the Casino.

Mayor Cohen responded, yes it will be posted on the website.

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

Mayor Cohen offers the following Resolution:

**Resolution 24-45**

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 pending litigation; 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 Commissioner Simhon

Roll Call: Ayes 3; Cohen, Simhon & Kassin

The Board of Commissioners entered closed session to discuss pending litigation at 10:12 a.m.

The Commissioners returned to open session at 10:18 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 10:19 A.M.

SC \_\_\_\_\_

DS \_\_\_\_\_

JK \_\_\_\_\_

\_\_\_\_\_  
Clerk