BOROUGH OF DEAL
MONMOUTH COUNTY, NJ

MAYOR AND COMMISSIONERS
Regular Meeting - Wednesday, October 1, 2025 @ 9:00 AM

CALL TO ORDER/SALUTE TO FLAG/PUBLIC ANNOUNCMENT

The Mayor and Commissioners convened for this **Regular Meeting** of the Borough of Deal in the Deal Municipal Court Room on **Wednesday, October 1, 2025 at 9:00 AM**.

The Pledge of Allegiance was led by Mayor Cohen and the Public Announcement was read:

In accordance with the provisions of the Open Public Meetings Act, N.J.S.A. 10:4-6, notice of this meeting of the Mayor and Board of Commissioners has met the requirements of the law as part of the Borough of Deal's annual meeting notice published in the Coaster on January 9, 2025, posted in the Municipal Building, and on the borough website at **www.DealBoroughNJ.gov .**

ROLL CALL

Mayor Sam Cohen – Present	**Commissioner David Simhon – Present** (Arrived right after the Public Announcement of the Sunshine Statement at 9:05AM)	**Commissioner Jack A. Kassin – Present**

Staff Present:
Adam Pfeffer, Esq for Borough Attorney Ian Goldman, Chief of Police Ronen Neuman
Borough Engineer Samuel Avakian, Borough Clerk Jo Anna Myung

ORDINANCES

The decision to increase beach club fees for non-residents was not made lightly. Our primary responsibility is to our residents, whose taxes fund the maintenance, staffing, and improvements of this facility. While we welcome visitors and non-resident members, it's only fair that the costs of upkeep are shared more equitably. This adjustment better reflects the true cost of access and ensures our town can continue to maintain the high standard of service and safety that all patrons expect. We value the participation of non-residents and hope they understand the need to prioritize the financial responsibility owed to our taxpayers.

2nd READING/ADOPTION: ORDINANCE 2025-25 - AMENDING CASINO BEACH CLUB MEMBERSHIP FEES FOR 2026

MOTION BY: COMMISSIONER DAVID SIMHON **SECONDED BY:** COMMISSIONER JACK A. KASSIN

ORDINANCE 2025-25: AMENDING CASINO BEACH CLUB MEMBERSHIP FEES FOR 2026

NAMES	2026 NON-RESIDENT PRICE	2026 DEAL RESIDENT PRICE
BEACH CABANAS	$7,000.00	$5,500.00
CABANAS NORTH POOL	$6,000.00	$4,800.00
CABANAS NORTH AISLE A	$5,900.00	$4,700.00
CABANAS SOUTH TERRACE	$6,000.00	$4,600.00
CABANAS SOUTH POOL	$5,900.00	$4,500.00
DELUXE BATHHOUSE	$4,500.00	$3,500.00
SMALL BATHHOUSE	$3,500.00	$2,700.00
ADDITIONAL ADULTS (AFTER 5/1)	Before 5/1: $500; After 5/1: $575	Before 5/1: $400; After 5/1: $475
ADDITIONAL CHILDREN - ages 5-20; under 4 is free	Before 5/1: $300; After 5/1: $350	Before 5/1: $250; After 5/1: $300
OFF PEAK PASSES, BOOK OF 10 (Single $20.00)	$200.00	$150.00
PEAK PASSES, BOOK OF 10 (FRI-SUN) Single $35.00	$350.00	$300.00
BOAT REGISTRATION	$500	
KAYAK REGISTRATION	$100	
PADDLE BOARD REG/STORAGE	$50	
REFRIGERATOR FEE (OVER 11 CUBIC FT.)	$200	
****GUEST PASSES DO NOT EXPIRE. ONCE YOUR MEMBERSHIP IS CANCELED, ANY REMAINING PASSES WILL BE FORFEITED AND NOT TRANSFERRED.****		

PUBLIC COMMENTS:

Barbara Coffey, 85 Norwood Avenue: Ms. Coffey expressed concerns over beach club membership fee increases for those on a fixed income and complained about noise disturbances by DSN members.
Irene Gilman, Oakhurst Resident: Ms. Gilman requested to view plans for the Deal Casino Beach Club development and asked if there will be smaller cabanas for families.
Mr. Adam Pfeffer responded that they will be keeping basically the same footprint, every space will be designed to provide a more uniformed locker area and there will be smaller cabanas. There is discussion for approximately 150 cabanas to be eliminated but nothing has been solidified. Borough Clerk Myung provided copies of the plans to Ms. Gilman.

Roll Call: (Ayes): Cohen, Simhon & Kassin **MOTION APPROVED**

1st READING/INTRODUCTION: ORDINANCE 2025-26 PARKING OF UNMOVED VEHICLES PROHIBITED: NO PARKING OVER 30 DAYS RESTRICTION

MOTION: COMMISSIONER DAVID SIMHON **SECONDED BY:** COMMISSIONER JACK A. KASSIN

10-18 PARKING OF UNMOVED VEHICLES PROHIBITED

A. Prohibition
No person shall cause, allow, or permit any vehicle owned, operated, or controlled by them to remain parked or stationary upon any public street within the Borough of Deal for a continuous period exceeding thirty (30) consecutive days without movement.

B. Presumption of Non-Movement
For purposes of this section, a vehicle shall be presumed "unmoved" if it remains in substantially the same location without any observable operation or relocation during said thirty (30) day period.

C. Notice and Enforcement
1. Upon determination by the Police Department that a vehicle has remained unmoved for thirty (30) consecutive days, a written notice shall be affixed securely to the vehicle.
2. The notice shall provide the owner or operator seven (7) calendar days to move the vehicle.
3. If the vehicle is not moved within the notice period, it shall be deemed a nuisance and may be removed and impounded pursuant to N.J.S.A. 39:4-56.5 et seq. and Borough towing regulations.

D. Penalties
Any person violating this section shall, upon conviction, be subject to a fine not exceeding five hundred ($500.00) dollars and/or be responsible for all towing and storage charges associated with the removal of the vehicle.

E. Separate Offense
Each day a violation continues after the expiration of the notice period shall constitute a separate and distinct offense.

PUBLIC COMMENTS: None.

Roll Call: (Ayes): Cohen, Simhon & Kassin **MOTION APPROVED**

1st READING/INTRODUCTION: ORDINANCE 2025-27 - AN ORDINANCE AMENDING CHAPTER X OF "REVISED GENERAL ORDINANCES OF THE BOROUGH OF DEAL, 1982"; ORDINANCE #1198 RESTRICTED PARKING ZONE

MOTION: COMMISSIONER DAVID SIMHON **SECONDED BY:** COMMISSIONER JACK A. KASSIN

THE BOARD OF COMMISSIONERS OF THE BOROUGH OF DEAL HEREBY ORDAIN:
Section 1. That Chapter X of the "Revised General Ordinance of the Borough of Deal, 1982 be and it hereby is amended in the following particulars:

Section 2. Subsection 10-3SB Handicapped Parking on Streets for Private Residences is amended to read as follows:

39:4-197.6 Restricted parking zone, residence of person with disability.
Any municipality may, by ordinance, establish a restricted parking zone in front of a residence occupied by a person with a disability if a windshield placard or wheelchair symbol license plates have been issued for a vehicle owned by the person with a disability, or by another occupant of the residence who is a member of the immediate family of the person with a disability, by the New Jersey Motor Vehicle Commission pursuant to the provisions of P.L.1949, c.280 (C.39:4-204 et seq.), provided such parking is not otherwise prohibited and the permitting thereof would not interfere with the normal flow of traffic.

Street	Location	Residence Number
Campbell Court (Repealed)	60 Feet West of the 1st Alleyway West of NJ Route 71 to a point 20 Feet West therefrom	11 Campbell Court
Wyckoff Street (REPEAL)	60 Feet West of Railroad Avenue to a point 20 Feet West therefrom	24 Wyckoff Street

Section 3. This Ordinance shall take effect upon passage and publication according to law.

PUBLIC COMMENTS: None.

Roll Call: (Ayes): Cohen, Simhon & Kassin **MOTION APPROVED**

1st READING/INTRODUCTION: ORDINANCE 2025-28 - AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER X OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF DEAL – BEACH AND PARK REGULATIONS

MOTION: COMMISSIONER DAVID SIMHON **SECONDED BY:** COMMISSIONER JACK A. KASSIN

WHEREAS, the Board of Commissioners of the Borough of Deal finds it in the best interest of the residents and visitors of the Borough to amend the fee schedule for access to Borough beaches;

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Borough of Deal, County of Monmouth, State of New Jersey, as follows:
Section 1. Season Pass Fee Schedule nonresident, resident and Senior citizen.
Season passes shall be subject to the following schedule of fees:

A. December 15 – June 19: Resident price – $125.00
B. December 15 – June 19: Non-Resident price – $150.00
C. June 19 – September 1: Resident price – $150.00
D. June 19 – September 1: Non-Resident price – $200.00
E. December 15 – June 19: Senior citizen, with proof of age 62 or older – $125.00
F. June 19 – September 1: Senior citizen rate – $150.00

Section 2. Veteran Daily Access
A. United States military veterans shall be entitled to access Borough beaches free of charge for daily passes only.
B. This provision applies solely to the veteran; it does not extend to family members, dependents, or guests.

Section 3. Non-Transferability of Badges
A. All beach badges and season passes issued by the Borough of Deal shall be non-transferable.
B. No person shall sell, lend, exchange, or otherwise permit another individual to use a badge or pass issued in their name.

Section 4. Lost or Replacement Badges
A. In the event that a beach badge or season pass is lost, stolen, or damaged, the holder may obtain a replacement badge upon:
1. Providing satisfactory proof of purchase or registration; and
2. Paying a replacement fee of $25.00 (or such fee as may be set by resolution of the Board of Commissioners).
B. No refunds shall be issued for lost or stolen badges.

Section 5. Exemption for Children Under Age 12
In accordance with N.J.S.A. 40:61-22.20, no person under the age of 12 shall be required to purchase or display a beach badge or season pass to access the Borough's beaches.

Section 6. Effective Date
This Ordinance shall take effect immediately upon final adoption and publication as required by law.

PUBLIC COMMENTS: None.

Roll Call: (Ayes): Cohen, Simhon & Kassin **MOTION APPROVED**

1st READING/INTRODUCTION: ORDINANCE 2025-29 - AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE BOROUGH OF DEAL, COUNTY OF MONMOUTH, STATE OF NEW JERSEY ADOPTING A CODE CONTAINING THE CODIFED ORDINANCES OF THE BOROUGH OF DEAL

MOTION: COMMISSIONER JACK A. KASSIN **SECONDED BY:** COMMISSIONER DAVID SIMHON

WHEREAS, the Board of Commissioners of the Borough of Deal, County of Monmouth, State of New Jersey, has caused its ordinances of a general and permanent nature to be amended and supplemented and to be compiled and revised and embodied in a codification known as the "The Code of the Borough of Deal, 2017."

NOW, THEREFORE, BE IT ORDAINED, by the Board of Commissioners of the Borough of Deal, in the County of Monmouth, New Jersey, and it is hereby enacted and ordained by the authority of same as follows:

Section 1. The ordinances of the Borough of Deal in the County of Monmouth, New Jersey, of a general and permanent nature, as codified, Chapters I to XXIX, are hereby ordained as "The Code of the Borough of Deal, 2017."

Section 2. All of the provisions of "The Code of the Borough of Deal, 2017," shall be in force and in effect on and after the effective date of this ordinance.

Section 3. All ordinances or parts of ordinances of a general and permanent nature adopted and in force on December 4, 2017, which are inconsistent with the ordinances in "The Code of the Borough of Deal, 2017," are hereby repealed to the extent of such inconsistency as of the effective date of this ordinance.

In compiling and preparing the ordinances for adoption and revision as part of the Code pursuant to N.J.S.A. 40:49-4, certain grammatical changes and other changes were made in one or more of said ordinances. It is the intention of the Board of Commissioners that all such changes be adopted as part of the Code as if the ordinances so changed had been previously formally amended to read as such.

Section 4. The repeal provided for in Section 3 of this ordinance shall not affect:

a. Any offense or act committed or done or any penalty or forfeiture incurred or any contract or right established or accruing before the effective date of this ordinance;
b. Any prosecution, action, suit or other proceeding pending or any judgment rendered on or prior to the effective date of this ordinance;
c. Any right or franchise conferred by the Board of Commissioners;
d. Any right, right-of-way or easement acquired or established in any street, road, highway or other public place within the Borough;
e. Any ordinance of the Borough providing for laying out, opening, altering, widening, relocating, straightening, accepting or vacating of any street, road or highway within the Borough;
f. Any ordinance or resolution of the Borough promising or guaranteeing the payment of money by or for the Borough or authorizing the issuing of bonds or other evidence of the Borough's indebtedness, or any contract or obligation assumed by the Borough;
g. The annual budget appropriation ordinances or resolutions, and all ordinances and resolutions appropriating or transferring funds;
h. The administrative ordinances or resolutions of the Board of Commissioners not in conflict or inconsistent with the provisions of this Code;
i. Any ordinance or resolution of the Board of Commissioners fixing compensation or salaries of the Borough officials and employees or the pay and compensation of positions and clerical employments which are not provided for in this Code and which are not in conflict or inconsistent therewith;
j. Any ordinance or resolution of the Board of Commissioners creating employments, positions or offices and fixing duties therefor which are not provided for in this Code and which are not in conflict or inconsistent therewith;
k. The zoning and land development ordinances as adopted by the Board of Commissioners. Chapter XXX, Development Regulations, was adopted on December 13, 2005 by Ordinance No. 960 and provided for the adoption by reference of Chapter XXX containing Articles I through XII; Appendix Schedule A-Area, Yard and Lot Requirements; Schedule B-Standards for Accessory Uses; Schedule C-Standards for Conditional Uses; and the Zoning Map. Chapter XXX, Development Regulations, continues to be amended and supplemented with the Borough ordinances.
l. Concerning the Traffic Chapter, any other provision of this ordinance to the contrary notwithstanding, the repeal provided for in Section 3 of this ordinance shall not become effective with respect to any ordinance regulating traffic or parking on the public streets or highways of the Borough when such ordinance requires final approval by the Commissioner of the New Jersey Department of Transportation, and said provisions shall not take effect until finally approved by the Commissioners as aforesaid;
m. Any ordinances adopted by the Board of Health of the Borough of Deal;
n. Any ordinances of the Board of Commissioners adopted upon final passage after the 4th day of December, 2017.

Section 5. The ordinances of the Borough of Deal have been substantially revised, edited, amended, supplemented and rearranged to establish "The Code of the Borough of Deal, 2017. "

The Chapters contained in "The Code of the Borough of Deal, 2017, " are:

Chapter I	General Provisions
Chapter II	Administration
Chapter III	Police Regulations
Chapter IV	Licensing and Business Regulations
Chapter V	Animal Control
Chapter VI	Alcoholic Beverage Control
Chapter VII	Vehicles and Traffic
Chapter VIII	Reserved

Chapter IX Reserved
Chapter X Beach and Park Regulations
Chapter XI Building and Construction
Chapter XII Housing and Property Maintenance
Chapter XIII Rental Property
Chapter XIV Reserved
Chapter XV Fire Prevention and Protection
Chapter XVI Water and Sewer
Chapter XVII Solid Waste Management
Chapter XVIII Streets and Sidewalks
Chapter XIX Personnel Policies
Chapter XX Reserved
Chapter XXI Flood Damage Prevention
Chapter XXII Satellite TV Earth Station Dish Antennas
Chapter XXIII Cable Television
Chapter XXIV Swimming Pools, Tennis Courts, Recreational Areas and Facilities
Chapter XXV Signs
Chapter XXVI Stormwater Regulations
Chapter XXVII Reserved
Chapter XXVIII Reserved
Chapter XXIX Reserved

Throughout the Code there has been reorganization and editing of the source ordinances, not to effect substantive changes but intended to eliminate word duplications and overlapping and to effect uniformity of expression. In some cases, provisions of the source ordinances have not been included in the Code either because they have been expressly or implied repealed by later ordinances, are obsolete or no longer apply in the Borough of Deal.

Section 6. A copy of "The Code of the Borough of Deal, 2017," in the County of Monmouth and State of New Jersey, has been filed in the office of the Borough Clerk of the Borough of Deal and shall remain there for the use and examination by the public until final action is taken on this ordinance; and if this ordinance shall be adopted, such copy shall be certified by the Borough Clerk of the Borough of Deal by impressing thereon the seal of the Borough of Deal, as provided by law, and such certified copy shall remain on file in the office of the Borough Clerk of the Borough of Deal to be made available to persons desiring to examine the same during all times while the Code is in effect.

Section 7. Amendments to the Code. Any and all additions, amendments and supplements to the Code when passed and adopted in such form as to indicate the intent of the Board of Commissioners to make them a part thereof shall be deemed to be incorporated into such Code so that reference to "The Code of the Borough of Deal, 2017," shall be understood and intended to include such additions and amendments. Whenever such additions, amendments and supplements to the Code shall be adopted, they shall thereafter be printed and, as provided hereunder, inserted in the book containing the Code as amended and supplemented thereto.

Section 8. It shall be the duty of the Borough Clerk or someone authorized and directed by the Borough Clerk to keep up-to-date the certified copy of the book containing "The Code of the Borough of Deal, 2017," required to be filed in the Borough Clerk's office for the use of the public. All changes in the Code and all ordinances adopted subsequent to the effective date of this codification shall be adopted specifically as part of the Code and shall when finally adopted be included therein by reference until such changes or new ordinances are printed as supplements to the Code, at which time such supplements shall be inserted therein.

Section 9. The Borough Clerk of the Borough of Deal, pursuant to law, shall cause to be published in the manner required a copy of this adopting ordinance. Sufficient copies of "The Code of the Borough of Deal, 2017," shall be maintained in the office of the Borough Clerk for inspection by the public at all times during regular office hours. The enactment and publication of this adopting ordinance coupled with availability of copies of the Code for inspection by the public shall be deemed, held and considered to be due and legal publication of all provisions of the Code for all purposes.

Section 10. Copies of the book containing "The Code of the Borough of Deal, 2017," shall be available for purchase. The Board of Commissioners may arrange the procedures for the periodic supplementation thereof.

Section 11. Each section of "The Code of the Borough of Deal, 2017," and every part of each section is an independent section or part of a section and the holding of any section or part thereof deemed to be unconstitutional, void or ineffective for any cause shall not be deemed to affect the validity or constitutionality of any other sections or parts thereof.

Section 12. When effective. This ordinance shall take effect immediately upon final passage and publication in accordance with law.

PUBLIC COMMENTS:

Roll Call: (Ayes): Cohen, Simhon & Kassin **MOTION APPROVED**

1st READING/INTRODUCTION: ORDINANCE 2025-30 – AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 10, SECTION 10-36 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF DEAL REGARDING PARKING AT THE DEAL CASINO PARKING LOT

MOTION: COMMISSIONER JACK A. KASSIN **SECONDED BY:** COMMISSIONER DAVID SIMHON

Purpose
The purpose of this amended ordinance is to regulate parking within certain designated areas of the Deal Casino Parking Lot by requiring a permit for parking and paid parking in order to promote public safety, traffic management, and the availability of parking for residents and authorized users.
WHEREAS, the Board of Commissioners of the Borough of Deal finds it in the best interest of public safety and the efficient management of Borough facilities to establish clear rules and regulations regarding the use of the Deal Casino Parking Lot;
NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Borough of Deal, County of Monmouth, State of New Jersey, as follows:

Section 1. Designation of Parking Areas
A. The Deal Casino Parking Lot, located at 125 Ocean Avenue, Block 28, Lot 1, shall include a designated area known as the "Kadouri Lot" (overflow lot), located in the grass lot east of the gated area.

B. The first seven (7) rows, moving from east to west, shall be paid parking as follows:
    1. Monday through Thursday – reduced daily rate as established by the Borough.
    2. Friday, Saturday, Sunday, and holidays – a maximum daily rate of $10.00.
    3. Holders of valid Deal Casino parking permits shall be permitted to park in this area without paying the daily parking rate.
C. The last two (2) rows of the Kadouri's Lot shall remain available for public beach access and shall not require payment or passes.
D. The grass lot west of the enclosed gate shall be designated as permit-only parking and shall require a valid permit Monday through Sunday, including holidays.
    1. All permits shall be displayed by attaching the permit to the rear-view mirror, ensuring visibility through the front passenger window.
    2. This permit-only area shall be clearly marked with ropes and painted lines.

Section 1(E). Deal Casino Member Parking Passes

Each Deal Casino member shall be issued two (2) parking passes annually at the beginning of each beach season:

1. One pass, in a color designated by the Borough of Deal, shall authorize the member to park in any designated blacktop or grass lot area.
2. The second pass, in a different color designated by the Borough of Deal, shall authorize the member to park only within the grass lots.
3. The specific colors used for parking passes shall be determined each season by the Borough of Deal.
4. All passes shall be individually numbered for recordkeeping purposes. The Beach Club Manager shall be responsible for distributing the parking passes to members and maintaining accurate records of the passes issued.
5. Any person found to have duplicated, counterfeited, or otherwise misused a Borough-issued parking permit shall be subject to fines and/or revocation of parking privileges as provided under the Borough's enforcement regulations.

Section 2. Enforcement

A. Vehicles parked in violation of this section may be subject to summons, fines, or towing as provided under the Borough's parking enforcement regulations.

Section 3. Severability

If any provision of this Ordinance or its application is held invalid, such invalidity shall not affect the remaining provisions or applications of this Ordinance.

Section 4. Repealer

All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

Section 5. Effective Date

This Ordinance shall take effect immediately upon final adoption and publication as required by law.

PUBLIC COMMENTS:

Roll Call: (Ayes): Cohen, Simhon & Kassin **MOTION APPROVED**

1st READING/INTRODUCTION: ORDINANCE 2025-31 – ORDINANCE OF THE BOROUGH OF DEAL, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, RELEASING, EXTINGUISHING AND VACATING THE RIGHTS OF THE PUBLIC TO A RIGHT OF WAY LOCATED ON A PORTION OR MONMOUTH DRIVE KNOWN AS 111 MONMOUTH DRIVE SUBJECT TO EXISTING EASEMENTS, PROVIDING FOR THE PAYMENT OF ANY AND ALL COSTS ASSOCIATED WITH EFFECTUATING SAME, AND REQUIRING OWNERS OF THE PROPERTY ABUTTING THE RIGHT OF WAY TO MAINTAIN AND BEAUTIFY THE VACATED AREA

MOTION: COMMISSIONER JACK A. KASSIN **SECONDED BY:** COMMISSIONER DAVID SIMHON

WHEREAS, pursuant to N.J.S.A. 40:67-1(b) and N.J.S.A. 40:67-19, the Borough's governing body may, by ordinance, vacate any public street or portion thereof, that is no longer needed for public use dedicated to public use; and

WHEREAS, pursuant to N.J.S.A. 40:48-2 and related statutes, municipalities are authorized to enact ordinances for the preservation of public property and the general welfare; and

WHEREAS, this Portion of 111 Monmouth Drive described in the attached Exhibit A, also known as the right-of-way, has been determined to be unnecessary for public use; and

WHEREAS, the governing body of the Borough of Deal finds it appropriate and in the best interests of the community to require the owner of the property abutting the public rights-of-way to maintain and beautify such areas at their sole cost and expense; and

WHEREAS, the purpose of this ordinance is to establish clear standards governing the portion of the right of way of 111 Monmouth Drive as described in Exhibit A, as it relates to the dedication, vacation, or use of public rights-of-way section within the Borough; and

WHEREAS, any grant, dedication, acceptance, or vacation of a right-of-way pursuant to this ordinance shall be expressly subject to all existing easements, covenants, restrictions, or rights of record. Nothing herein shall impair the rights of any utility company, governmental entity, or private party holding a valid easement; and

WHEREAS, the abutting owner (the record owner of real property immediately adjoining the public right-of-way as described in Exhibit A) who is requesting the dedication, vacation, or modification of a right-of-way shall deposit sufficient funds, in an amount established by the governing body to cover the reasonable costs of the Borough's professionals, including but not limited to the Borough attorney, engineer, planner, and surveyor in reviewing the request and preparing the necessary documents in addition to any and all recording fees. Additionally, no ordinance such request shall take effect until all professional fees have been paid in full.

WHEREAS, the abutting Owner shall be responsible for maintaining the portion of the Right-of-Way contiguous to their property in a safe, clean, and sanitary condition at their sole cost and expense. Such maintenance shall include, but not be limited to:

- Mowing grass, trimming shrubs, and controlling weeds.
- Planting and maintaining approved vegetation, trees, or flowers where required or encouraged by municipal design standards.
- Removing litter, debris, and obstructions.
- Refraining from placing prohibited materials (stone, asphalt, fences, or other obstructions) within the Right-of-Way without municipal approval.

WHEREAS, the Borough may adopt guidelines or beautification standards for approved landscaping, groundcover, and plantings in rights-of-way to promote uniformity and aesthetics.

WHEREAS, no plantings shall obstruct sight triangles, traffic control devices, or pedestrian passage.

WHEREAS, failure of an Abutting Owner to comply with this Ordinance, after written notice, shall constitute a violation and upon continued noncompliance, the Borough may perform the work and assess the costs against the property as a lien, collectible in the same manner as taxes.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Commissioner's of the Borough of Deal, County of Monmouth, State of New Jersey, as follows:

SECTION 1. All public easements, right and interests in the portion of 111 Monmouth Drive as described in the attached Exhibit A are hereby vacated, released and extinguished except for all rights and privileges now possessed by public utilities, as defined in N.J.S.A. 48:2-13, and by any Cable Television Company, as defined in the "Cable Television Act," N.J.S.A. 48:5A-1 et seq., to maintain, repair and replace their existing facilities in, adjacent to, over or under the street, or any part thereof, to be vacated subject to the conditions described herein; all conditions, unless otherwise noted, shall be satisfied prior to said vacation being effective.

SECTION 2. The Borough Clerk shall publish, this ordinance, after being introduced and having passed a first reading, at least once not less than ten (10) days instead of one (1) week prior to the time fixed for further consideration for final passage, pursuant to N.J.S.A. 40:49-6.

SECTION 3. The Borough Clerk shall, at least one (1) week prior to the time fixed for final passage of such ordinance, mail a copy thereof, together with a notice of the introduction thereof, and the time and place when and where the ordinance will be further considered for final passage, to every person whose lands may be affected by the ordinance or any assessment which may be made in pursuance thereof, pursuant to N.J.S.A. 40:49-6.

SECTION 4. The Borough Clerk shall within sixty (60) days after such ordinance becomes effective file a certified copy of the ordinance vacating the street with the office of the County Clerk in a special book set aside for dedications and vacations, pursuant to N.J.S.A. 40:67 21.

SECTION 5. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 6. If any section, subsection, paragraph, sentence or any part of this ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this ordinance not directly involved in the controversy in which such judgment shall have been rendered.

SECTION 7. This Ordinance shall take effect upon final passage and publication in accordance with law.

PUBLIC COMMENTS:

Roll Call: (Ayes): Cohen, Simhon & Kassin **MOTION APPROVED**

1st READING/INTRODUCTION: ORDINANCE 2025-32 - AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER X OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF DEAL – BEACH AND PARK REGULATIONS – REGULATING THE USE OF METAL DETECTORS ON PUBLIC BEACHES IN THE BOROUGH OF DEAL, COUNTY OF MONMOUTH, STATE OF NEW JERSEY

MOTION: COMMISSIONER JACK A. KASSIN **SECONDED BY:** COMMISSIONER DAVID SIMHON

Section 1. Purpose
To regulate metal detecting on beaches in the Borough of Deal in order to protect public safety, preserve natural and historical resources, prevent damage, and provide for orderly use of the beach.

Section 2. Definitions
Metal Detector: Any handheld electronic device or similar instrument capable of detecting metal objects in soil, sand, or water.
Public Beach: The area of shoreline, beach, dunes, or adjacent sand area under the control or maintenance of the Borough/Township.
User: A person operating a metal detector on the public beach.
Permit: A written authorization granted by the Clerk of the Borough of Deal or its designee, to a User to operate a metal detector subject to conditions.

Section 3. State Law Compliance
If any portion of the beach or adjacent area is under state jurisdiction (e.g. as part of a state park or state-controlled property), Users must also comply with applicable state law, including NJAC 7:11-1.21 (other state authority lands), requiring permits and allowing restrictions on location, hours, and days of use.
Section 4. Permit Required
No person may use a metal detector on a municipal beach without first obtaining a Metal Detecting Permit from the Deal Borough Municipal Clerk or its designee.
Permit applications may require name, address, proposed dates/hours of use, and signature agreeing to terms.
The Borough may charge a permit fee to offset administrative costs.
The permit must be carried and displayed upon request by beach staff, police, or code enforcement.
Section 5. Permitted Areas & Exclusions
Metal detecting is allowed only in the open sand area between the high-water line and the dune vegetation line, unless otherwise posted.

It is prohibited in:
Dunes, vegetated areas, fenced or protected habitat zones;
Areas within 50 feet of lifeguard stations, restrooms, playgrounds, concession stands, bathhouses;
Areas posted as "No Detecting" or "Restricted"
During scheduled events, beach maintenance, or as directed by beach management.

Section 6. Hours & Time Restrictions
Metal detecting shall only take place during the hours of sunrise to 9:00 a.m. and 6:00 p.m. to sunset, or as otherwise approved by the Borough. The Borough reserves the right to adjust hours according to special events or due to other Borough approved activities at any time without prior notice.

Section 7. Digging & Restoration
Only handheld tools (e.g. small trowel, sand scoop) may be used; no powered or large excavation equipment.
No hole may exceed 12 inches (1 foot) in depth.
All holes must be immediately backfilled and the surface restored to match surrounding grade.
Sod, turf, or beach grass removed must be replaced, when applicable.

Section 8. Handling Finds
Items of apparent monetary or personal value (jewelry, wallets, phones) must be turned in to the Borough Police or Beach Office within 24 hours.
Historical, archaeological, or fossil items are property of the Borough or State and must be reported immediately; removal is prohibited unless authorized in writing.
Small items (e.g. modern coins, non-valuable items) may be retained by the User.

Section 9. Permit Revocation & Penalties
The Borough may suspend or revoke a permit for violation of any term of the permit or this ordinance.
Violations of this ordinance are subject to fines of $50 to $500 per offense.
Repeated or serious violations may result in a ban from future permits and/or confiscation of equipment if authorized by law.

Section 10. Enforcement
The Borough Police Department or Code Enforcement Officers are authorized to enforce this ordinance. They may inspect permits, issue summons, and demand cessation of unauthorized detecting.

Section 11. Severability
If any provision, clause, sentence, or part is held invalid, such invalidity shall not affect other portions of this ordinance, which shall remain in full force.

Section 12. Effective Date
This ordinance shall take effect immediately upon final passage, publication, and adoption as provided by New Jersey law.

PUBLIC COMMENTS:

Roll Call: (Ayes): Cohen, Simhon & Kassin **MOTION APPROVED**

RESOLUTIONS

RESOLUTION 25-188: AUTHORIZATION OF BOROUGH PURCHASING CARD

MOTION BY: Commissioner Simhon **SECONDED BY:** Commissioner Kassin

WHEREAS, the Borough of Deal employees are using their personal credit cards to make purchases on behalf of the borough and being reimbursed for on-going monthly charges; and

WHEREAS, there is a need by the Borough of Deal to obtain a credit card in order to conduct business with vendors that do not accept purchase orders; and

WHEREAS, charges on the Borough Credit Card MUST be pre-approved and have a Requisition generated at time of the charge; and

WHEREAS, billing statements and/or invoices of the spending will be attached to every Requisition and/or Purchase Order; and

WHEREAS, there will be a $1,000 limit per transaction unless prior approval is received by the Municipal Clerk and/or the Borough Administrator; and

WHEREAS, the requestor to use the Borough Credit Card shall notify vendors of the Borough's Tax-Exempt Status ahead of time, acquire a W-9 form and Business Registration Certificate where applicable (aggregate annual amount over $7,950) and obtain other vendor information such as business entity name, contact person, address, telephone number, website address, et cetera; and

WHEREAS, the Borough Credit Card will use the Budget Account: P-15-00-100-001; and

WHEREAS, the name of the person and department that requested to use the Borough Credit Card, and the specific budget account it will be charged to will be documented in the Notes/Comments section.

WHEREAS, the Borough Credit Card will NOT be used for travel, dining or room and board expenses, fuel or entertainment; and

WHEREAS, all charges must be logged in the Purchasing Card Log (Accounts Payable).

WHEREAS, fraudulent charges, and lost or stolen Borough Credit Card must be reported immediately to the Municipal Clerk, Borough Administrator and to Valley Bank; and

WHEREAS, all charges must be logged in the Purchasing Card Log (Accounts Payable).

NOW, THEREFORE BE IT RESOLVED, the Mayor and Commissioners hereby approve the authorization of a borough purchasing card to be used for the aforementioned purposes and stipulations adhered to.

ROLL CALL VOTE: (Ayes): Cohen, Simhon, Kassin **MOTION APPROVED**

RESOLUTION 25-189: APPROVAL OF DEAL FIRE DEPARTMENT RESCUE WEEKEND AT DEAL CASINO PARKING LOT

MOTION BY: Commissioner Simhon **SECONDED BY:** Commissioner Kassin

WHEREAS, Deal Fire Department is sponsoring a "Rescue Weekend" in order to provide practical training in motor vehicle extrication in both operations and technician level; and

WHEREAS, the purpose of this "Rescue Weekend" is to provide various complex rescue scenarios including heavy lifting and moving, and other hands-on training for Firefighters and other First Responders to enhance auto extrication skills; and

WHEREAS, it includes towing stimulations for vehicles and equipment; and

WHEREAS, Deal Fire Department with Wanamassa Fire Company in partnership with Central Jersey Compliance Company has requested permission to conduct this "**Rescue Weekend**" drill at the Deal Casino parking lot on **November 1st and 2nd;** and

WHEREAS, Central Jersey Compliance Company has provided all the necessary documentation in order to conduct the rescue drills in the Borough of Deal (such as Certificate of Insurance naming the Borough, a signed Hold Harmless Agreement and waivers et cetera); and

THEREFORE BE IT RESOLVED, the Mayor and Commissioners approve the Deal Fire Department sponsored "Rescue Weekend" to be conducted at Deal Casino Beach Club parking lot on the aforementioned dates.

ROLL CALL VOTE: (Ayes): Cohen, Simhon, Kassin **MOTION APPROVED**

RESOLUTION 25-190: APPROVAL OF JERSEY SHORE RUNNING CLUB – JERSEY SHORE RELAY 29TH ANNUAL RUN-A-PALOOZA ON APRIL 11, 2026

MOTION BY: Commissioner Simhon **SECONDED BY:** Commissioner Kassin

WHEREAS, the Jersey Shore Running Club ("JSRC") is an active supporter of Special Olympics since 1997 and organizes running events such as the Asbury Park Half Marathon called the "Run-A-Palooza"; and

WHEREAS, the Asbury Park Half Marathon is the NJ Road Runners Club of America ("RRCA") Half Marathon Championship Race event that is designated annually at the State, Regional and National level which must meet certain qualifications; and

WHEREAS, the Jersey Shore Running Club requested permission to have their participants run through the Borough of Deal on April 11th, 2026, from 8:30AM – 12 Noon, for their annual Run-A-Palooza event that benefits local charities; and

WHEREAS, JSRC Course Marshals shall work with Deal Police Department to have Course Marshals located at key locations and for necessary security along the course; and

WHEREAS, JSRC will provide all the necessary documentation in order to conduct their event in the Borough of Deal (such as Certificate of Insurance naming the Borough, a signed Hold Harmless Agreement and waivers et cetera); and

THEREFORE BE IT RESOLVED, the Mayor and Commissioners approve the JSRC 29th Annual Run-A-Palooza event in the Borough of Deal on the aforementioned date.

ROLL CALL VOTE: (Ayes): Cohen, Simhon, Kassin **MOTION APPROVED**

RESOLUTION 25-191: APPROVAL OF IMPOSING A CURFEW DURING 2025 HALLOWEEN PERIOD

MOTION BY: Commissioner Simhon **SECONDED BY:** Commissioner Kassin

WHEREAS the Board of Commissioners finds it necessary to impose temporary regulations during the Halloween and Mischief Night period to safeguard public safety, prevent vandalism, and maintain public order;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Borough of Deal, that:

1. **Curfew Imposed:** No person under the age of 18 shall be permitted in any public place, public street, or public property within the Borough of Deal between 10:00 p.m. and 5:00 a.m., prevailing time, on each and every day beginning Thursday, October 30, 2025, through the early morning of Sunday, November 2, 2025, inclusive.

2. **Exemptions:** The curfew shall not apply to minors who meet any of the following criteria:
Accompanied by a parent, guardian, or person acting in lieu of a parent.
Traveling to or from employment, night school, religious services, or medical or dental treatment;
Participating in an organized, supervised event sponsored by schools, churches, civic groups, or government entities; Involved in a bona fide emergency.

3. **Mask/Costume Restrictions:** During the specified curfew hours, no person shall wear any facial appliance or partial mask in public places, streets, or public property, except for those participating in authorized Trick-or-Treat activities under supervision.

4. **Enforcement and Penalties:** Violation of this resolution by a minor may result in:
Issuance of a summons;
Fine not to exceed $200, and/or up to 30 days' imprisonment, consistent with prior Deal authority; Responsibility for any parent or guardian knowingly allowing the violation.

5. **Administration:** The Deal Police Department is hereby authorized and directed to enforce this curfew. Proper public notice shall be provided in accordance with Borough protocols.

ROLL CALL VOTE: (Ayes): Cohen, Simhon, Kassin **MOTION APPROVED**

RESOLUTION 25-192: APPROVAL TO REQUEST FOR EXTENSION FOR 2024 TTF GRANT: OCEAN AVENUE BICYCLE LANE IMPROVEMENTS – PHASE I EXTENSION REQUEST

MOTION BY: Commissioner Simhon **SECONDED BY:** Commissioner Kassin

WHEREAS the State of New Jersey, Department of Transportation has notified all municipalities of the availability of funding under the Transportation Trust Fund – Municipal Aid Program for Fiscal Year 2024; and

WHEREAS, the Borough of Deal submitted an application under this program for the following purpose:

Ocean Avenue Bicycle Lane Improvements – Phase I

WHEREAS, the Borough of Deal would need to award the project by October 31, 2025; and

WHEREAS, the Borough of Deal have been waiting over two (2) months for Department of Transportation (DOT) review but have not yet received confirmation of acceptance; and

WHEREAS, the Borough of Deal is requesting a three (3) month extension for DOT's response.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Board of Commissioners of the Borough of Deal, that the three (3) month extension is approved.

ROLL CALL VOTE: (Ayes): Cohen, Simhon, Kassin **MOTION APPROVED**

RESOLUTION 25-193: AUTHORIZATION FOR FINANCE OFFICER TO CANCEL GRANT APPROPRIATION RESERVES AGAINST GRANTS RECEIVABLE, SURPLUS AND SUCH OTHER ACCOUNTS AS APPROPRIATE

MOTION BY: Commissioner Simhon **SECONDED BY:** Commissioner Kassin

WHEREAS, the Chief Finance Officer has informed the Borough Governing Body of the need to cancel grant appropriations, and

WHEREAS, the following grants are complete, and the appropriation balances no longer need to be maintained on the books and records of the Borough of Deal, and,

WHEREAS, the Chief Finance Officer recommends that the following adjustments to the books and records of the Borough be made.

NOW THEREFORE BE IT RESOLVED by the Borough Committee of the Borough of Deal, that the adjustments, appearing below, being a permanent part hereto, are hereby made.

CANCELING GRANTS	APPROPRIATION	RECEIVABLE	CANCEL TO OPERATIONS
Distracted Driving	3,080.00	3,080.00	
Bulletproof Vest		2,256.39	2,256.39
TOTAL	**3,080.00**	**5,336.39**	**2,256.39**

ROLL CALL VOTE: (Ayes): Cohen, Simhon, Kassin **MOTION APPROVED**

RESOLUTION 25-194: APPROVAL OF OCEAN ACTION'S 40TH ANNUAL FALL BEACH SWEEP: SCHEDULED FOR SATURDAY, OCTOBER 18, 2025

MOTION BY: Commissioner Simhon **SECONDED BY:** Commissioner Kassin

WHEREAS Clean Ocean Action ("COA") is a national and regional non-profit organization that works to protect marine water quality through scientific analysis, public education and resident/citizen activity endeavors;

WHEREAS, COA is headquartered in Long Branch, New Jersey and their goal is to improve degraded water quality of marine waters off the New Jersey and New York coast; and

WHEREAS, COA had requested for Deal Borough's participation in their Fall Beach Sweeps in January 2025;

WHEREAS, the Borough of Deal Commissioners had given approval at the February 2, 2025 meeting for their 40th Annual Fall beach Sweep from 9:00 AM – 12:30 PM on the following dates:

April 12, 2025 (past event already completed)
October 18, 2025

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Board of Commissioners of the Borough of Deal, that the Borough of Deal is supportive of Clean Ocean Action and reaffirms the approval of their efforts for the aforementioned scheduled fall beach sweeps on Deal beaches.

ROLL CALL VOTE: (Ayes): Cohen, Simhon, Kassin **MOTION APPROVED**

RESOLUTION 25-195: APPROVAL OF MONMOUTH UNIVERSITY STUDENT GOVERNMENT ASSOCIATION (SGA) ANNUAL "BIG EVENT" COMMUNITY SERVICE WORKSITE REQUEST TO USE PHILLIPS AVENUE BEACH ENTRANCE

MOTION BY: Commissioner Simhon **SECONDED BY:** Commissioner Kassin

WHEREAS, Monmouth University's "BIG EVENT" is their largest day of service, a tradition that unites their campus community in a collective effort to give back to towns and neighborhoods that supports their students, which is held annually; and

WHEREAS, students, faculty and staff volunteer their time at sites across the county in assisting students with projects ranging from clean-ups to community beautification and other local support efforts; and

WHEREAS, Monmouth University's Student Government Association ("SGA") has requested to use the Phillips Avenue beach entrance as one of their community service worksite locations; and

WHEREAS, Monmouth University's SGA would like to contribute in helping maintain and beautify Deal beaches in a meaningful way.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Board of Commissioners of the Borough of Deal approve Monmouth University Student Government Association to use the Phillips Avenue beach **entrance** on **Saturday, October 25, 2025 at 9:00 AM** as one of their community service worksite location.

ROLL CALL VOTE: (Ayes): Cohen, Simhon, Kassin **MOTION APPROVED**

RESOLUTION 25-196: APPROVAL FOR RFP FOR POLICE CHIEF VEHICLE – 2025 CHEVY TAHOE LS VEHICLE

MOTION BY: Commissioner Simhon **SECONDED BY:** Commissioner Kassin

WHEREAS, there is a need for a Police Chief vehicle; and

WHEREAS, the Chief Financial Officer verified funding is available in the Police budget for this purchase.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Commissioners of Deal Borough approve the specifications and authorize the RFP of a 2025 Chevy Tahoe LS Vehicle.

ROLL CALL VOTE: (Ayes): Cohen, Simhon, Kassin **MOTION APPROVED**

RESOLUTION 25-197: APPROVAL TO SUPPORT AND PARTICIPATE WITH MONMOUTH COUNTY'S OBSERVANCE OF THE 250TH ANNIVERSAY OF THE FOUNDING OF THE UNITED STATES

MOTION BY: Commissioner Simhon **SECONDED BY:** Commissioner Kassin

WHEREAS, 2026 marks the 250th anniversary of the founding of the United States of America; and

WHEREAS, to observe this momentous occasion, the U.S. Semi-quincentennial Commission, established by Congress (P.L. 114-196) in 2016, and it's supporting non-profit America250, will plan and commemorate on a national level the celebration of our nation's Semi-quincentennial; and

WHEREAS, New Jersey played a significant role during the American Revolution when it saw more battles and skirmishes than any other state and was truly the Crossroads of the American Revolution; and

WHEREAS, Governor Philip Murphy and the New Jersey State Legislature in 2018 authorized the creation of a program to plan, encourage, develop, and coordinate the commemoration of the 250th anniversary of the founding of the United States, New Jersey's pivotal role in the American Revolution, and the contributions of its diverse peoples to the nation's past, present, and future; and

WHEREAS, the New Jersey Historical Commission, under the leadership of Secretary of State Tahesha Way, with its non-profit partner Crossroads of the American Revolution established RevolutionNJ to advance the role that history plays in public discourse, community engagement, education, tourism, and scholarship in New Jersey; and

WHEREAS, RevolutionNJ will engage New Jerseyans in all 21 counties and 564 municipalities through its officially recognized programs, initiatives, and events; and

WHEREAS, Monmouth County also has a rich history integral to the independence effort, including the critical Battle of Monmouth; and

WHEREAS, Monmouth County Board of County Commissioners has established by way of resolution, Monmouth County's Committee that will commemorate our nation's Semi-quincentennial, highlighting Monmouth County's role in the fight for independence, and will coordinate events and activities throughout Monmouth County, working with public and private entities; and

WHEREAS, it is fitting and desirable that we commemorate the beginning of our great nation and the role New Jersey and Monmouth County have played over the past 250 years, as well as its present and future role as part of the United States, with particular focus on the individuals, ideas, and events that shaped our Country, State, County and The Borough of Deal, and

WHEREAS, preserving, studying, celebrating and enjoying our history strengthens our communities by way of building bonds amongst our residents, engages our youth in the education about our nation and its founding principles, improves our economies by promoting our unique history and attracting visitors to our community.

NOW, THEREFORE, BE IT RESOLVED, that the Deal Borough hereby endorses RevolutionNJ and its mission to advance the role that history plays in public discourse, community engagement, education, tourism and scholarship in New Jersey.

IT IS FURTHER RESOLVED that:

The Borough of Deal commemorates the 250th anniversary of the establishment of the United States as an independent Nation.

The Borough of Deal authorizes the appointment of a committee to develop a plan for this commemoration that will coordinate with the federal, state and county celebration committees and will promote the maximum involvement of our residents, neighborhoods, businesses, schools, historical and civic organizations, and institutions in the commemorations.

The Borough of Deal further urges all its residents to reflect upon the significance of this event and the role that our State, County and Borough and its people have played in the history and development of our Nation and to participate in this important commemoration, endeavoring to include the stories of all those whose lives are part of history, and understanding that the revolution continues today as we uphold the ideals articulated in our founding documents.

ROLL CALL VOTE: (Ayes): Cohen, Simhon, Kassin **MOTION APPROVED**

RESOLUTION 25-198: APPOINTMENT OF PART-TIME PLUMBING SUB-CODE INSPECTOR: DONALD BALDWIN

MOTION BY: Commissioner Simhon **SECONDED BY:** Commissioner Kassin

WHEREAS, John Palmer, Deal's Part-Time Plumbing Sub-Code Inspector, submitted his resignation after eleven years of dedicated and faithful service as the Part-Time Plumbing Inspector and prior to that, six years as a temporary Part-Time Plumbing Inspector, to the Borough of Deal; and

WHEREAS, Donald Baldwin has been covering and filling in as the Plumbing Sub-Code Inspector in John Palmer's absence; and

WHEREAS, Donald Baldwin has submitted an application for employment for the Part-Time Plumbing Inspector position and is well qualified to fulfill the duties and job responsibilities of a Plumbing Sub-Code Inspector; and

WHEREAS, Donald Baldwin has a valid State of New Jersey Department of Community Affairs Uniform Construction Code Plumbing Sub-Code License (License #: 011252) and qualified for the position as a Plumbing Sub-Code Inspector; and

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Commissioners hereby appoint Donald Baldwin as Part-Time Plumbing Inspector, for an annual salary of $15,000.00 effective October 1, 2025.

ROLL CALL VOTE: (Ayes): Cohen, Simhon, Kassin **MOTION APPROVED**

RESOLUTION 25-199: AUTHORIZATION OF A PROFESSIONAL SERVICE AGREEMENT WITH DMR ARCHITECTURE

MOTION BY: Commissioner Simhon **SECONDED BY:** Commissioner Kassin

WHEREAS, there exists a need for professional services for the Deal Casino Beach Club Project (the "Project"), consisting of architectural services; and

WHEREAS, DMR Architecture provides such professional services; and

WHEREAS, such professional services are "professional services" as defined in the Local Public Contracts Law, *N.J.S.A.* 40A:11-1 *et seq*. (the "Local Public Contracts Law"),

WHEREAS, the Local Public Contracts Law requires that notice with respect to contracts for "professional services" awarded without competitive bids must be publicly noticed following the award thereof; and

WHEREAS, the Local Public Contracts Law further requires that the resolution approving a contract for "professional services" and the contract itself must be on file with the Borough and available for public inspection;

NOW, THEREFORE, BE IT RESOLVED BY THE BOROUGH COMMISSIONERS OF THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, NEW JERSEY, as follows:

Section 1. The foregoing recitals are hereby incorporated by reference as if fully set forth herein.

Section 2. DMR Architecture, Hasbrouck Heights, New Jersey ("DMR") is hereby retained to provide the professional services necessary in connection with the Project in an amount of not to exceed $40,000. The Mayor is hereby authorized and directed to execute a professional services agreement with DMR and the Borough Clerk is hereby authorized and directed to attest to the signature of the Mayor to such fee agreement.

Section 3. The professional services agreement is awarded without competitive bidding as a "professional service" in accordance with the Local Public Contracts Law, *N.J.S.A.* 40A:11-5(1)(a)(i). The professional services agreement is further awarded as a non-fair and open contract pursuant to *N.J.S.A.* 19:44A-20.5 *et seq*.

Section 4. A copy of this resolution as well as the professional services agreement shall be placed on file with the Borough Clerk. A notice stating the nature, duration, service and amount of the professional services agreement in accordance with the Local Public Contracts Law shall be published once in the official newspaper of the Borough.

Section 5. Any work or services performed by DMR in connection with the Project prior to the date hereof is hereby ratified, confirmed and approved as if authorized hereunder.

Section 6. This resolution shall take effect in accordance with applicable law.

ROLL CALL VOTE: (Ayes): Cohen, Simhon, Kassin **MOTION APPROVED**

RESOLUTION 25-200: AUTHORIZATION OF A PROFESSIONAL SERVICES AGREEMENT WITH ANDREW WILKINSON ARCHITECTS PLLC

MOTION BY: Commissioner Simhon **SECONDED BY:** Commissioner Kassin

WHEREAS, there exists a need for professional services for the Deal Casino Beach Club Project (the "Project"), consisting of architectural design services; and

WHEREAS, Andrew Wilkinson Architects PLLC provides such professional services; and

WHEREAS, such professional services are "professional services" as defined in the Local Public Contracts Law, *N.J.S.A.* 40A:11-1 *et seq*. (the "Local Public Contracts Law"),

WHEREAS, the Local Public Contracts Law requires that notice with respect to contracts for "professional services" awarded without competitive bids must be publicly noticed following the award thereof; and

WHEREAS, the Local Public Contracts Law further requires that the resolution approving a contract for "professional services" and the contract itself must be on file with the Borough and available for public inspection;

NOW, THEREFORE, BE IT RESOLVED BY THE BOROUGH COMMISSIONERS OF THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, NEW JERSEY, as follows:

Section 1. The foregoing recitals are hereby incorporated by reference as if fully set forth herein.

Section 2. Andrew Wilkinson Architects PLLC, New York, New York ("AWA") is hereby retained to provide the professional services necessary in connection with the Project in an amount of not to exceed $75,000. The Mayor is hereby authorized and directed to execute a professional services agreement with AWA and the Borough Clerk is hereby authorized and directed to attest to the signature of the Mayor to such fee agreement.

Section 3. The professional services agreement is awarded without competitive bidding as a "professional service" in accordance with the Local Public Contracts Law, *N.J.S.A.* 40A:11-5(1)(a)(i). The professional services agreement is further awarded as a non-fair and open contract pursuant to *N.J.S.A.* 19:44A-20.5 *et seq*.

Section 4. A copy of this resolution as well as the professional services agreement shall be placed on file with the Borough Clerk. A notice stating the nature, duration, service and amount of the professional services agreement in accordance with the Local Public Contracts Law shall be published once in the official newspaper of the Borough.

Section 5. Any work or services performed by AWA in connection with the Project prior to the date hereof is hereby ratified, confirmed and approved as if authorized hereunder.

Section 6. This resolution shall take effect in accordance with applicable law.

ROLL CALL VOTE: (Ayes): Cohen, Simhon, Kassin **MOTION APPROVED**

RESOLUTION 25-201: AUTHORIZATION OF A PROFESSIONAL SERVICES AGREEMENT WITH MELILLO BAUER CARMAN

MOTION BY: Commissioner Simhon **SECONDED BY:** Commissioner Kassin

WHEREAS, there exists a need for professional services for the Deal Casino Beach Club Project (the "Project"), consisting of landscape architectural services; and

WHEREAS, Melillo Bauer Carman provides such professional services; and

WHEREAS, such professional services are "professional services" as defined in the Local Public Contracts Law, *N.J.S.A.* 40A:11-1 *et seq*. (the "Local Public Contracts Law"),

WHEREAS, the Local Public Contracts Law requires that notice with respect to contracts for "professional services" awarded without competitive bids must be publicly noticed following the award thereof; and

WHEREAS, the Local Public Contracts Law further requires that the resolution approving a contract for "professional services" and the contract itself must be on file with the Borough and available for public inspection;

NOW, THEREFORE, BE IT RESOLVED BY THE BOROUGH COMMISSIONERS OF THE BOROUGH OF DEAL, IN THE COUNTY OF MONMOUTH, NEW JERSEY, as follows:

Section 1. The foregoing recitals are hereby incorporated by reference as if fully set forth herein.

Section 2. Melillo Bauer Carman, Brielle, New Jersey ("MBC") is hereby retained to provide the professional services necessary in connection with the Project in an amount of not to exceed $35,000. The Mayor is hereby authorized and directed to execute a professional services agreement with MBC and the Borough Clerk is hereby authorized and directed to attest to the signature of the Mayor to such fee agreement.

Section 3. The professional services agreement is awarded without competitive bidding as a "professional service" in accordance with the Local Public Contracts Law, *N.J.S.A.* 40A:11-5(1)(a)(i). The professional services agreement is further awarded as a non-fair and open contract pursuant to *N.J.S.A.* 19:44A-20.5 *et seq*.

Section 4. A copy of this resolution as well as the professional services agreement shall be placed on file with the Borough Clerk. A notice stating the nature, duration, service and amount of the professional services agreement in accordance with the Local Public Contracts Law shall be published once in the official newspaper of the Borough.

Section 5. Any work or services performed by MBC in connection with the Project prior to the date hereof is hereby ratified, confirmed and approved as if authorized hereunder.

Section 6. This resolution shall take effect in accordance with applicable law.

ROLL CALL VOTE: (Ayes): Cohen, Simhon, Kassin **MOTION APPROVED**

RESOLUTION 25-202: APPROVAL OF AXON ENTERPRISE, INC'S FUSUS REAL TIME OPERATIONS PLATFORM

MOTION BY: Commissioner Simhon **SECONDED BY:** Commissioner Kassin

WHEREAS, AXON Enterprise, Inc. provides the FUSUS unified public safety command systems to connect communities; and

WHEREAS, Deal Police Department has worked with this contractor in making other purchases for the Police Department; and

WHEREAS, there is a need in the Borough for updated systems and platforms.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Board of Commissioners of the Borough of Deal, approves that the Mayor and Business Administrator is hereby authorized and directed to approve and authorize the contract with Axon Enterprise, Inc. for the AXON FUSUS system.

ROLL CALL VOTE: (Ayes): Cohen, Simhon, Kassin **MOTION APPROVED**

RESOLUTION 25-203: AUTHORIZATION TO EXECUTE AGREEMENT BETWEEN DEAL BOROUGH AND POLICE CHIEF

MOTION BY: Commissioner Simhon **SECONDED BY:** Commissioner Kassin

WHEREAS, it is the desire of the Mayor and Commissioners of the Borough of Deal to execute the employment agreement with Deal Borough Police Chief Ronen Neuman; and

WHEREAS, the Mayor and Commissioner's and Police Chief Ronen Neuman have agreed upon the terms and conditions set forth in the employment agreement; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Commissioners of the Borough of Deal and the Borough's Business Administrator are hereby authorized to execute the employment agreement between the Borough of Deal and Police Ronen Neuman who has served with the Deal Police Department for twenty-six (26) years, with twelve (12) of those years having served as Police Chief.

BE IT FURTHER RESOLVED that said employment agreement shall take effect on January 1, 2026 and shall continue until December 31, 2028.

ROLL CALL VOTE: (Ayes): Cohen, Simhon, Kassin **MOTION APPROVED**

RESOLUTION 25-204: AUTHORIZATION TO EXECUTE SIDE LETTER AGREEMENT WITH RONEN NEUMAN TO SERVE AS ACCREDITATION MANAGER TO OVERSEE AND MAINTAIN POLICE ACCREDITATION

MOTION BY: Commissioner Simhon **SECONDED BY:** Commissioner Kassin

WHEREAS, the Borough of Deal has established a Police Department pursuant to applicable law and recognizes the operational and public-safety benefits of achieving and maintaining law-enforcement accreditation; and

WHEREAS, the Borough desires to designate a qualified member of the Police Department to serve as Accreditation Manager to oversee all tasks necessary to obtain and maintain accreditation status, including policy development, proofs of compliance, training coordination, internal audits, and preparation for on-site assessments;

WHEREAS, it is in the Borough's Best Interests and fiscally responsible to provide a stipend to Employee to satisfy these obligations rather than outsourcing said accreditation to an outside consultant thus saving the Borough several thousands of dollars and is thus in the Borough's best interest; and

WHEREAS, the duties and compensation related to accreditation oversight are most appropriately memorialized in a Side Letter of Agreement, in order to clarify responsibilities, stipend, and

WHEREAS, the stipend is subject to the Chief Financial Officer certifying the availability of funds for the stipend associated with the Accreditation Manager assignment, subject to appropriation in the budget; and

WHEREAS, the Governing Body finds it in the best interest of the Borough to authorize execution of the Side Letter of Agreement substantially in the form attached hereto as Exhibit A;

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

Authorization. The Mayor and Business Administrator is hereby authorized and directed to execute a Side Letter of Agreement with the designated employee, substantially in the form annexed as Exhibit A.

Effective Date & Term. The Side Letter shall take effect on January 1, 2026, and remain in force through December 31, 2028, unless extended, modified, or terminated in accordance with its terms.

Severability. If any provision of this Resolution or the Side Letter is held invalid, the remaining provisions shall continue in full force and effect.

Clerk Directed. The Municipal Clerk is directed to maintain the executed Side Letter on file and make it available for inspection consistent with applicable law.

ROLL CALL VOTE: (Ayes): Cohen, Simhon, Kassin **MOTION APPROVED**

RESOLUTION 25-205: AUTHORIZATION TO RENEW CONTRACT WITH MONMOUTH COUNTY SOCIETY FOR THE PREVENTION OF CRUETY TO ANIMALS ("MCSPCA")

MOTION BY: Commissioner Simhon **SECONDED BY:** Commissioner Kassin

THIS AGREEMENT, made this 1ST day of October by and between the MONMOUTH COUNTY SOCIETY FOR THE PREVENTION OF CRULETY TO ANIMALS, a non-profit 501(c) 3, organization having principal offices at 260 Wall Street, Eatontown, New Jersey, hereinafter referred to as the "MCSPCA " and the Borough of Deal, a municipal corporation of the State of New Jersey, having principal offices at 190 Norwood Avenue, Deal, New Jersey 07723, hereinafter, referred to as the "Municipality".

WHEREAS, the Municipality wishes to retain the services of the MCSPCA for animal control for a period beginning the 1st day of January, 2025 and ending on the 31st day of December, 2025 .

NOW THEREFORE, in consideration of the mutual agreements set forth below, it is agreed that:

The MCSPCA shall make their services as independent contractor, as an animal service provider, as hereinafter described, available to the Municipality on a daily basis, during standard business hours, as needed, five (5) days a week. Weekends, Holidays and Night emergency services (after standard day time business hours), will also be provided when necessary on the terms stated below. Services are defined as the rescue, custody and care of injured animals, trapped animals, sick animals, animals whose lives are endangered or animals present a danger to humans, including those who have bitten a person.

For the purpose of this Agreement, marine mammals, feral cat colonies and dead deer are specifically excluded, neither shall the MCSPCA trap, rescue, or relocate or care for geese unless same is in need of veterinary care.

Upon the Municipality's request, or in the case for the need of animal humane and/or Services as defines herein, feral cat colonies will remain the responsibility of the person "caretaker" caring for the cats. If there is a sick, rabid, or injured cat, the MCSPCA will provide services and assistance, and shall be entitled to be reimbursed for all the costs and expenses to said feral cat colony. If the colony is abandoned by the caretaker and the MCSPCA is called to remove any and/or care for the colony, the costs and expenses incurred by the MCSPCA will be in addition to the cost for Services and will be the responsibility of the Municipality. If the Municipality enters into a Memorandum of Understanding (MOU) with the MCSPCA for the purpose of TNR, then all terms of the MOU shall be set forth as agreed upon by the MCSPCA and the Municipality and shall supersede certain terms in the contract. The Municipality will pay the MCSPCA the sum of $6,930.00 said sum to be prorated on a monthly basis of $577.50. Payment for all services, including additional costs and expenses as stated herein, and unless express terms to the contrary are agreed, are due thirty (30) days after presentment of invoice and/or Municipality voucher executed by appropriate party, time is of the essence.

It is expressly understood, except as otherwise stated, the services include all the costs and expenses incurred by the MCSPCA or its animal control officer in the maintenance of custodial facilities and vehicle to be used by the animal control officer.

Upon a request from the Municipality, the MCSPCA shall respond to an emergency as defined herein. Emergency veterinary treatment will be provided to an ill or injured animal as required by the State Law regulation. The MCSPCA reserves the right in its sole discretion to determine that if the animal requires transportation to an emergency clinic on nights, weekends, or holidays, when our own veterinarians are not available.

If there is no known owner, the cost of in house services shall be covered by the MCSPCA any expense incurred by the MCSPCA for outside veterinary services will be the responsibility of the Municipality. If the owner is known, the cost and expenses will be bore by the owner.

The MCSPCA shall, at the request of an owner of an unwanted animal, render assistance in delivery of said animal to an appropriate humane shelter, including a shelter maintained by the SPCA. The MCSPCA will be paid for the cost and expenses of such assistance, which shall be the responsibility of the owner.

The MCSPCA shall use reasonable efforts to impound any stray, abandoned or unlicensed dog or cat, running at large on public property within the municipality. When such impoundment occurs, the dog or cat shall be put up for adoption or humanly disposed of, at the sole and exclusive discretion of the SPCA, after seven (7) day statutory hold period. It is expressly understood, once the MCSPCA accepts any animal and takes it into custody; it shall become the property of the MCSPCA for the disposition a stated above. The MCSPCA Animal Control Officer (ACO) or MCSPCA Humane Law Enforcement Officer shall issue summons for Municipal Ordinances and NJ Title 4 pertaining to all animals laws that apply under the scope of the ACO's employment. (ie: Dog/Cat licensing, animals running at large, dangerous dog).

Upon proof of ownership, any person may redeem his/her animal from the MCSPCAupon payment to the MCSPCA and shall be responsible to pay for any vaccinations and/or necessary medical treatment that the medical team deemed necessary. Once the ownership is established, and the animal is no longer a stray, regular boarding rates at $20.00 per day shall be paid to the MCSPCA by the owner prior to the release of the animal. No release or redemption shall be honored unless the owner provides proof of ownership and produces a current municipal dog/cat license if applicable. If an animal is unclaimed after seven (7) days, the MCSPCA shall by law take ownership of the animal and offer the animal for adoption, humanly disposed or any other disposition that the MCSPCA deems humanely appropriate.

Any stray dog, cat or any other animal taken into the custody of the MCSPCA and charged with biting a human being, shall be quarantined for the required period of ten (10) days. The cost and expenses incurred during this period shall be the responsibility of the owner. If no known owner, the costs shall be absorbed by the SPCA. Transportation of the head of the animal suspected of rabies to the State department shall be provided by the MCSPCA under the condition that the said animal expired on the premises before the ten (10) day quarantine period referred to above. The fee for removal of the head and deliver for rabies examination will be paid by the owner of the animal or absorbed by the MCSPCA if the owner is unknown.

The animal control officer shall be an employee of the SPCA. The MCSPCA shall indemnify and hold the Municipality harmless from and against any damage caused by the animal control officer, expressly excluded damage caused by the animal.

Removal of an animal, including wildlife, inside a home, apartment building, garage, roof, etc., "residence", is not covered under this agreement. The MCSPCA reserves the right to answer/respond to those calls; however, the owner of the premises will be charged $90.00 per hour during standard business hours and $118.00 after standard hours. If the nature of the call is deemed by a police officer to pose a public safety risk, the MCSPCA shall respond and handle the call at no cost to the homeowner.

The MCSPCA shall not be responsible for handling deer or any wildlife carcasses; however the MCSPCA shall retrieve infirmed/ injured deer or wildlife at the SPCA's discretion.

The Municipality will be charged at an additional charge, a boarding fee of $20.00 per day, payable monthly, for any animal which, upon request of the Municipality as part of a court process or upon order from a court shall impound an animal. The Municipality agrees to expressively seek reimbursement from the costs uncured by the MCSPCA as any judgement from the owner, in the absence as such; the costs shall be the responsibility of the Municipality.

The signatory of this document represents that it/he/she possess the requisite authority to bind the public entity further represents the execution of the Agreement is authorized by Municipality.

Except for non-payment, this Agreement contract may be determined during the Term by either party upon sixty (60) days written notice by Certified Mail, Return Receipt Requested, to the other party, in its sole discretion the terminating party may provide an opportunity to cure.

It is expressively agreed that the MCSPCA is not obligated to incur any cost, expense or legal fees as a consequence of the failure of the Municipality to timely and fully remit all payment due hereunder; such costs, expenses, legal fees shall be the sole responsibility of the Municipality.

The Parties hereto shall indemnify and hold the other harmless from and against any claim, award, cost, expense by any third party, not affiliated in any way employed by either party for any damage or injury caused by the act or omission of the indemnifying party or its agents.

THIS AGREEMENT is a sole expression of the understanding between the parties and may only be modified by a written amendment signed by both parties.

ROLL CALL VOTE: (Ayes): Cohen, Simhon, Kassin **MOTION APPROVED**

RESOLUTION 25-206: APPROVAL OF 9/2/2025 MEETING MINUTES

MOTION BY: Commissioner Simhon **SECONDED BY:** Commissioner Kassin

At this meeting of the Borough of Deal Mayor and Commissioners held on October 1, 2025, to approve the meeting minutes from the following meeting:
Regular Meeting – September 2, 2025 at 9:00 A.M.
Special Meeting – September 22, 2025 at 2:30 P.M.

ROLL CALL VOTE: (Ayes): Cohen, Simhon, Kassin **MOTION APPROVED**

RESOLUTION 25-206A: APPROVAL OF BILLS AND CLAIMS

MOTION BY: Commissioner Simhon **SECONDED BY:** Commissioner Kassin

At this meeting of the Borough of Deal Mayor and Commissioners held on October 1, 2025 to approve the bills and claims.

ROLL CALL VOTE: (Ayes): Cohen, Simhon, Kassin **MOTION APPROVED**

UNFINISHED BUSINESS

- **Ocean Avenue Lighting Project**
  - Deal Borough provided historic documents proving the Borough's light fixture ownership to JCP&L. Meeting with JCP&L to be scheduled for formal approval to work out logistics and commence lighting project.

- **Norwood Avenue Up-Lighting Project**
  - In progress .
- **CAFRA IP regarding the Deal Casino Beach Club redevelopment efforts**
  - Approval received from NJDEP.
  - Next steps to be determined with Professionals.
- **Neptune Avenue Beach Access Stairs CAFRA IP**
  - CAFRA IP will enter public comment period in November.
- **Improvements to Roseld Avenue & Pleasant Place Grant**
  - Awaiting confirmation and approval to start project.
- **DPW Bathroom renovation**
  - Borough Engineer will reject bids and re-evaluate the project with DPW.

NEW BUSINESS

- Shared service agreement with Loch Arbour for sanitation approved.

MONTHLY REPORTS:

1. Municipal Court – September Financial Disbursement on file.
2. Police Chief's Report – September report on file.

COMMUNICATIONS/CORRESPONDENCES RECEIVED:

- Deal Borough 2026 Meeting Dates for Mayor and Commissioners meetings and Municipal Court Sessions approved. We will wait for Planning Board meeting dates and publicly notice altogether.
- Inspection letters to be sent to residents regarding illicit sump pump connections to borough's sanitary sewer system. This is to ensure that sump pumps are draining water outside and are NOT connected to the sanitary sewer system per Borough ordinance. These inspections will prevent overloading the sewer system, particularly during heavy rainfall, and efficient stormwater management. Inspections to commence second week in October and continue throughout the year; possibly into 2026.
- Duke's Rooted in Innovation has been contracted to perform smoke testing throughout the borough to identify pipeline defects including storm basins. This smoke test will take approximately 20 days to complete.
- Deal Borough and Deal Police will be transitioning from .com and .org domains respectively, to .GOV domains within the next couple weeks. The .gov domain is reserved exclusively for legitimate federal, state and local government entities, which prevents spoofing and phishing by making it difficult for impersonators to create fake websites. It is also monitored by the U.S. Federal Cyber Security Team.
- 2026 Reassessment Report received from Tax Assessor Erick Aguiar and has been posted on the Borough's website (Under the menu link Town Hall>Budgets & Audits: https://dealboroughnj.gov/wp-content/uploads/2025/11/TAX-ASSESSOR-Deal-2026-Reassessment-Report.pdf)
  Per Mr. Aguiar, based on the most recent sales data, market appreciation is slowing and the Borough's total assessed value will increase by only 3.69% compared to 2025. The Table of Equalized Valuations has also been received by the Municipal Clerk and on file.
- The Chief Financial Officer and Municipal Clerk has been working on completing the Best Practices Inventory and hope to submit it on behalf of the Borough within the week.
- Request to host a charitable community block party on Sunday, June 28th, 2026 received from long-time Deal resident Mr. Joe Tawil. The goal is to raise funds for the Sephardic Food Fund, a community organization who provides food assistance for families in need. They are requesting permission to close off Richmond Avenue from Roseld to Woodford for one day. Permission would be granted as long as they provide the necessary documentation (need to provide completed event application, required fees, COI, Hold Harmless Agreement.

PUBLIC COMMENTS:

- Barbara Coffey, 85 Norwood: Ms. Coffey inquired who was paying for the signs for the Neptune Avenue beach stair access and who was going to enforce if they plant hedges that would obstruct the public's ocean view from the street? Mr. Adam Pfeffer, Esq. responded that the homeowner at 8 Neptune Avenue was paying for the signs as part of the settlement agreement with the American Littoral Society.
- Unidentified public speaker (Irene ?) from 122 Franklin Street in Oakhurst commented about beach dunes and loss of federal funding in recent news, and how will the Casino Beach Club redevelopment efforts would be affected. Mr. Adam Pfeffer, Esq. responded that rules and regulations surrounding dunes stays the same and the Borough is not touching anything on the beach. Borough Engineer Samuel Avakian elaborated that the redevelopment plans will address impervious coverage; by removing concrete and replacing it with greenery and more open space. The beaches will not be affected by the new design and the Borough is not changing the footprint of the beach clubs, nor will it be expanded.

No further comments from the public. Public Comments closed.

The Mayor and Commissioners entered into executive (closed) session at 10:01A.M. It took several minutes for the public to clear out of the room. Meeting reconvened in public session at 10:27 A.M. and adjourned soon after.

RESOLUTION ES-25-10: EXECUTIVE (CLOSED) SESSION MEETING

MOTION BY: Commissioner Simhon **SECONDED BY:** Commissioner Kassin

At this meeting of the Borough of Deal Mayor and Commissioners held on October 1, 2025;

WHEREAS, the Borough of Deal is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq.; and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12 provides that a Closed Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Mayor and Commissioners for the Borough of Deal to discuss in a session not open to the public, certain matters relating to the item or items authorized by N.J.S.A. 10:4 – 12B subsection designated: **(b)(7) Matters relating to Litigation, Negotiations, and Attorney-Client Privilege: Contract Negotiations;**

NOW, THEREFORE BE IT RESOLVED, that the deliberations conducted in Closed Session may be disclosed to the public upon determination of the Commissioners that public interest will no longer be served by such confidentiality.

ROLL CALL VOTE: (Ayes): Cohen, Simhon, Kassin **MOTION APPROVED**

ADJOURNMENT: Upon a Motion by Mayor Cohen, Seconded by Commissioner Simhon, meeting was adjourned at 10:32 A.M.

Respectfully Submitted,
Jo Anna Myung
Municipal Clerk/Interim Borough Administrator