

AGENDA - SINE DIE MEETING  
MAY 15, 2012 - 7:30 PM

MAYOR McLAUGHLIN CALLS THE MEETING TO ORDER AND CALLS FOR FLAG SALUTE

MAYOR McLAUGHLIN ASKS THE CLERK TO CALL THE ROLL:

| <u>ROLL CALL</u> | <u>PRESENT/ABSENT</u> |
|------------------|-----------------------|
| COMM. McLOUGHLIN | _____                 |
| COMM. BOLAN      | _____                 |
| MAYOR McLAUGHLIN | _____                 |

MAYOR McLAUGHLIN ANNOUNCES THAT THE NOTICE REQUIREMENTS OF R.S. 10:4-18 HAVE BEEN SATISFIED BY DELIVERING THE REQUIRED NOTICE TO THE COASTER AND THE ASBURY PARK PRESS, POSTING THE NOTICE ON THE BOARD IN BOROUGH HALL AND FILING A COPY OF SAID NOTICE WITH THE BOROUGH CLERK.

**RESOLUTIONS**

**Res. #1 - Ratify and Approve Minutes.**

Offered By: \_\_\_\_\_      Seconded By: \_\_\_\_\_

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**Res. #2 - Dispense With Reading of Minutes.**

Offered By: \_\_\_\_\_      Seconded By: \_\_\_\_\_

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

Adjourn Sine Die.

**RESOLUTION #1**

**A RESOLUTION TO RATIFY AND APPROVE MINUTES**

Offered By: \_\_\_\_\_ Seconded By: \_\_\_\_\_

**BE IT RESOLVED**, That the minutes of the regular meeting of April 24, 2012, be ratified and approved.

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**RESOLUTION #2**

**A RESOLUTION TO DISPENSE WITH READING OF MINUTES**

Offered By: \_\_\_\_\_ Seconded By: \_\_\_\_\_

**BE IT RESOLVED**, That the Clerk dispense with the reading of the minutes of the regular meeting of April 24, 2012.

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

AGENDA  
**REORGANIZATION MEETING**  
**May 15, 2012 - 7:30 PM**

THE BOROUGH CLERK CALLS THE MEETING TO ORDER AND CALLS FOR FLAG SALUTE

The Borough Clerk announces that the notice requirements of R.S. 10:4-18 have been satisfied by delivering the required notice to the Coaster and the Asbury Park Press, posting the notice on the board in Borough Hall and filing a copy of said notice in her office.

The Borough Clerk announces that three seats on the Board of Commissioners were to be filled. The three candidates receiving the highest number of votes and therefore elected to the Board of Commissioners for four-year terms are:

David McLaughlin  
Christopher McLoughlin  
Terrence Bolan

The following is a tabulation of the votes:

| <u>CANDIDATE</u>          | <u>VOTES CAST</u><br><u>BY MACHINE</u> | There were no mail-in ballots |
|---------------------------|--|-------------------------------|
| David J. McLaughlin       | 45                                     |                               |
| Christopher J. McLoughlin | 35                                     |                               |
| Terrence J. Bolan         | 34                                     |                               |

Hon. George Cieri, JMC, administers the Oath of Office to Commissioners-Elect McLaughlin, McLoughlin and Bolan.

**Res. #1 - Elect Mayor.**

Offered By: \_\_\_\_\_ Seconded By: \_\_\_\_\_

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Comm. McLaughlin\_\_\_\_

**PROCLAMATION**

Mayor McLaughlin issues the following proclamation for Click-It or Ticket Campaign:

**Res. #2 - Establish Departments and Assign Commissioners.**

Offered By: \_\_\_\_\_ Seconded By: \_\_\_\_\_

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**Res. #3 - Confirm Deputy Mayor.**

Offered By: \_\_\_\_\_ Seconded By: \_\_\_\_\_

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**Res. #4 - Designate Official Newspaper.**

Offered By: \_\_\_\_\_ Seconded By: \_\_\_\_\_

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**Res. #5 - Designate Depository for Municipal Funds.**

Offered By: \_\_\_\_\_ Seconded By: \_\_\_\_\_

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**Res. #6 - Appoint Certifying Agent.**

Offered By: \_\_\_\_\_ Seconded By: \_\_\_\_\_

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**Res. #7 - Establish Schedule of Meetings.**

Offered By: \_\_\_\_\_ Seconded By: \_\_\_\_\_

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**Res. #8 – Approve Temporary Emergencies.**

Offered By: \_\_\_\_\_ Seconded By: \_\_\_\_\_

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**Res. #9 – Approve Beach Refund.**

Offered By: \_\_\_\_\_ Seconded By: \_\_\_\_\_

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**Res. #10 - Authorize Self-Exam of 2012 Budget.**

Offered By: \_\_\_\_\_ Seconded By: \_\_\_\_\_

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**Res. #11 – Confirm Contracts and Purchases.**

Offered By: \_\_\_\_\_ Seconded By: \_\_\_\_\_

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**Res. #12 – Approve Summer Hours.**

Offered By: \_\_\_\_\_ Seconded By: \_\_\_\_\_

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**Res. #13 – Approve Operation “Thank You”.**

Offered By: \_\_\_\_\_ Seconded By: \_\_\_\_\_

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**Res. #14 – Approve Member in Allenhurst Fire Department.**

Offered By: \_\_\_\_\_ Seconded By: \_\_\_\_\_

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**Res. #15 - Pay Bills & Payroll (5/01/12 - 5/15/12).**

Offered By: \_\_\_\_\_ Seconded By: \_\_\_\_\_

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**ORDINANCE #2012-03 - FINAL READING**

Offered By: \_\_\_\_\_ Seconded By: \_\_\_\_\_

**ORDINANCE #2012-03**

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

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**ORDINANCE #2012-04 – FINAL READING**

Offered By: \_\_\_\_\_ Seconded By: \_\_\_\_\_

**ORDINANCE #2012-04**

**AN ORDINANCE TO FURTHER AMEND "AN ORDINANCE ESTABLISHING A  
BEACH CLUB, REGULATING THE USE OF THE BATHING AND  
RECREATIONAL FACILITIES AT THE BEACHFRONT AND PROVIDING  
REVENUE IN THE BOROUGH OF ALLENHURST" ADOPTED BY THE BOARD OF  
COMMISSIONERS ON THE 16TH DAY OF APRIL, 1973.**

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

## **COMMISSIONERS COMMENTS**

## **PUBLIC HEARING**

Adjourn.

Mayor McLaughlin announces there will be cake and coffee.

**RESOLUTION #1**

**A RESOLUTION TO ELECT A MAYOR**

Offered By: \_\_\_\_\_

Seconded By: \_\_\_\_\_

**BE IT RESOLVED**, That David J. McLaughlin be elected to serve as Mayor.

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**PROCLAMATION**  
**BY THE**  
**BOARD OF COMMISSIONERS**  
**OF THE**  
**BOROUGH OF ALLENHURST**

**WHEREAS**, The safety and security of the citizens of the Borough of Allenhurst and surrounding areas are vitally important; and,

**WHEREAS**, a large percentage of our citizens regularly drive or ride in motor vehicles on our roadways; and,

**WHEREAS**, the use of seat belts in passenger vehicles saved an estimated 12,546 lives in 2010; and,

**WHEREAS**, regular seat belt use is the single most effective way to protect people and to reduce fatalities in motor vehicle crashes; and,

**WHEREAS**, the use of seat belts is supported by the laws of the Borough of Allenhurst, State of New Jersey; and,

**WHEREAS**, May 21, through June 3, 2012 has been selected as the national *Click-It or Ticket* mobilization enforcement period; and,

**WHEREAS**, across the county, law enforcement officers will actively be participating in the mobilization to ensure all motor vehicle occupants are buckled up day and night to reduce the risk of injury and death caused in traffic crashes; and,

**WHEREAS**, increased enforcement of seat belt laws coupled with publicity has proven to be an effective method to increase seat belt use rates and decrease fatal crashes;

**NOW, THEREFORE**, I, David J. McLaughlin, Mayor of the Borough of Allenhurst, do hereby proclaim and announce May 21 to June 3, 2012, as the *Click-It or Ticket* Mobilization in the Borough of Allenhurst, and urge all citizens to always wear seat belts when driving or riding on our roadways.

**RESOLUTION #2**

**A RESOLUTION TO ESTABLISH DEPARTMENTS & ASSIGN COMMISSIONERS**

Offered By: \_\_\_\_\_

Seconded By: \_\_\_\_\_

**BE IT RESOLVED**, That the following newly designated and constituted departments are approved and assigned as shown:

**DEPARTMENT OF PUBLIC AFFAIRS AND PUBLIC SAFETY - MAYOR McLAUGHLIN**

Planning Board  
Deal Lake Commission  
Fire/EMS  
Bureau of Fire Safety  
Police  
Code Enforcement  
Mercantile License Collector  
Municipal Court  
Municipal Prosecutor  
Public Defender  
Emergency Management  
Elections  
Beach

**DEPARTMENT OF REVENUE AND FINANCE - DEPUTY MAYOR MCLOUGHLIN**

Financial Administration  
Assessment of Taxes  
Collection of Taxes  
Administration  
Legal Services  
Insurances  
Beach  
Parks & Playgrounds

**DEPT. OF PUBLIC WORKS, PARKS AND PUBLIC PROPERTY - COMM. BOLAN**

Garbage & Trash  
Streets & Roads  
Snow Removal  
Public Buildings & Grounds  
Celebration of Public Events  
Board of Health  
Sewer Utility  
Maintenance of Motor Vehicles  
Publicity  
Beach

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**RESOLUTION #3**

**A RESOLUTION TO CONFIRM DEPUTY MAYOR**

Offered By: \_\_\_\_\_ Seconded By: \_\_\_\_\_

**BE IT RESOLVED**, That in accordance with N.J.S.A. 40:72-12, Comm. Christopher McLoughlin, as Director of the Department of Revenue and Finance, shall serve as Deputy Mayor.

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**RESOLUTION #4**

**A RESOLUTION TO DESIGNATE OFFICIAL NEWSPAPERS**

Offered By: \_\_\_\_\_

Seconded By: \_\_\_\_\_

**BE IT RESOLVED**, That the Coaster and the Asbury Park Press be designated as the official newspapers for the insertion of legal notices for the Borough of Allenhurst.

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**RESOLUTION #5**

**A RESOLUTION TO DESIGNATE DEPOSITORY FOR MUNICIPAL FUNDS**

Offered By: \_\_\_\_\_

Seconded By: \_\_\_\_\_

**WHEREAS**, Pursuant to Chapter 8, Laws of 1982, the Borough of Allenhurst is required to adopt a Cash Management Plan, including the Designation of a Depository or Depositories;

**THEREFORE, BE IT RESOLVED**, By the Board of Commissioners of the Borough of Allenhurst, that Central Jersey Bank, N.A. and State of New Jersey Cash Management Fund, C/O Citi Fund Services, or their successors be and are designated as official depository of Borough funds; and,

**BE IT FURTHER RESOLVED**, That the funds of the Borough shall be invested in interest bearing accounts. The Chief Finance Officer shall see that minimum funds shall be maintained in any non-interest bearing account in such amounts as the Chief Finance Officer shall deem necessary to provide the orderly transition of business by the Borough and to take advantage of any services provided to the Borough by the depository through maintenance of minimum balances in said accounts where the Chief Finance Officer deems it in the best interest of the Borough to do so.

All other monies shall be invested in interest bearing accounts, in investments in which municipal funds may lawfully be invested or in the State of New Jersey Cash Management Fund in such accounts and at such times, from time to time, and the Chief Finance Officer shall deem in the best interest of the Borough; and,

**BE IT FURTHER RESOLVED**, That the Auditor receive a copy of this resolution.

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**RESOLUTION #6**

**A RESOLUTION TO APPOINT CERTIFYING AGENT**

Offered By: \_\_\_\_\_

Seconded By: \_\_\_\_\_

**BE IT RESOLVED**, That the Clerk of the Borough of Allenhurst be and hereby is designated as Certifying Agent with responsibilities of certifying at the local level all documents pertaining to the Public Employees Retirement System and the Police and Firemen's Retirement System, including enrollments, transfer of members accounts, retirement, withdrawal and insurance claims.

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**RESOLUTION #7**

**A RESOLUTION TO ESTABLISH SCHEDULE OF MEETINGS**

Offered By: \_\_\_\_\_

Seconded By: \_\_\_\_\_

**BE IT RESOLVED**, That pursuant to the Open Public Meetings Act, the Board of Commissioners of the Borough of Allenhurst adopt the following schedule of meetings for the balance of the year 2012, said meetings to be held at Borough Hall, 125 Corlies Avenue, on the dates listed at 7:30 P.M.:

|              |             |
|--------------|-------------|
| June 12      | October 9   |
| July 10      | October 23  |
| August 14    | November 13 |
| September 11 | November 27 |
| September 25 | December 11 |

January 8, 2013

**BE IT FURTHER RESOLVED**, That pursuant to the Open Public Meetings Act, the Board of Commissioners of the Borough of Allenhurst will hold the following meetings at the Allenhurst Beach Club, 1A Ocean Place, on the dates listed at 7:30 P.M.:

June 26  
July 24  
August 28

**BE IT FURTHER RESOLVED**, That the Borough Clerk be and he is hereby authorized to publish this resolution in accordance with the Open Public Meetings Act.

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**RESOLUTION #8**  
**A RESOLUTION TO APPROVE TEMPORARY EMERGENCY APPROPRIATIONS**

Offered By: \_\_\_\_\_

Seconded By: \_\_\_\_\_

**WHEREAS**, An emergency has arisen with respect to operating expenses in various departments, and no adequate provision was made in the 2012 temporary budget for the aforesaid purpose, and N.J.S. 40A:4-20 provides for the creation of emergency temporary appropriations for the purpose above mentioned; and,

**WHEREAS**, The total emergency temporary resolutions adopted in the year 2012 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$527,287.00 for the current account and \$17,750.00 in the sewer account;

**NOW, THEREFORE, BE IT RESOLVED**, (not less than two-thirds of all the members of the governing body affirmatively concurring), that in accordance with the provisions of N.J.S.A. 40A:4-20:

1. Emergency appropriations be and the same are hereby made for the following:

|                                 |                  |
|---------------------------------|------------------|
| Administration, S&W             | 4,700.00         |
| Administration, O.E.            | 1,650.00         |
| Finance, S&W                    | 2,800.00         |
| Finance, O.E.                   | 1,450.00         |
| Tax Collector, S&W              | 200.00           |
| Dir. Revenue & Finance          | 65.00            |
| Tax Assessor, S&W               | 170.00           |
| Legal, O.E.                     | 1,600.00         |
| Elections, O.E.                 | 1,500.00         |
| Code Enforcement, S&W           | 310.00           |
| Group Insurance                 | 40,000.00        |
| Mayor, S&W                      | 75.00            |
| Fire Department, O.E.           | 1,000.00         |
| Fire, Interlocal, O.E.          | 500.00           |
| Refuse & Recycling – Interlaken | 4,100.00         |
| Board of Education – Interlocal | 720.00           |
| Dir. Public Buildings, S&W      | 60.00            |
| Sanitation – Loch Arbour        | 3,000.00         |
| Landfill – Interlaken           | 3,200.00         |
| MOMV                            | 420.00           |
| Parks & Playgrounds             | 1,775.00         |
| Beach, O.E.                     | 9,000.00         |
| Telephone                       | 1,000.00         |
| Fire Hydrant                    | 1,600.00         |
| Gasoline                        | 1,510.00         |
| OASI                            | 4,000.00         |
| DCRP                            | <u>20.00</u>     |
| <b>TOTAL</b>                    | <b>86,425.00</b> |

Sewer, S&W

3,500.00

2. That said emergency temporary appropriations will be provided for in the 2012 budget under the above-mentioned titles.
3. That one certified copy of this resolution be filed with the Director of Local Finance.

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**RESOLUTION #9**

**A RESOLUTION TO AUTHORIZE BEACH REFUND**

Offered By: \_\_\_\_\_

Seconded By: \_\_\_\_\_

**BE IT RESOLVED**, That the following Beach Club Refund is hereby authorized:

Greg Angelillo – error - \$80.00

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**RESOLUTION #10**

**A RESOLUTION TO AUTHORIZE SELF-EXAMINATION OF 2012 BUDGET**

Offered By: \_\_\_\_\_

Seconded By: \_\_\_\_\_

**WHEREAS**, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and,

**WHEREAS**, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and,

**WHEREAS**, Pursuant to N.J.A.C. 5:30-7.2 thru 7.5 the Borough of Allenhurst has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Borough meet the necessary conditions to participate in the program for the 2008 budget year, so now therefore

**BE IT RESOLVED**, By the Board of Commissioners of the Borough of Allenhurst that in accordance with N.J.A.C. 5:30-7.6a & b and based upon the Chief Financial Officer s certification. The governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
  - a. Payment of interest and debt redemption charges
  - b. Deferred charges and statutory expenditures
  - c. Cash deficit of preceding year
  - d. Reserve for uncollected taxes
  - e. Other reserves and non-disbursement items
  - f. Any inclusions of amounts required for school purposes
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3 et seq. Are fully met. (Complies with the CAP law.)
3. That the budget is in such form arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
  - a. All estimates of revenue are reasonable, accurate and correctly stated;
  - b. Items of appropriations are properly set forth
  - c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality

1. The budget and associated amendments have been introduced, publicly advertised, and adopted in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.

2. That other applicable statutory requirements have been fulfilled.

**BE IT FURTHER REQUIRED,** That a copy of this resolution be forwarded to the Director of the Division of Local Government.

CERTIFICATION OF APPROVED BUDGET

It is hereby certified that the Approved Budget complies with the requirements of law and approval is given pursuant to N.J.S.A. 40A:4-78(b) and N.J.A.C. 5:30-7.

It is further certified that the municipality has met the eligibility requirements of N.J.A.C. 5:30-7.4 and 7.5, and that I, as Chief Financial Officer, have completed the local examination in compliance with N.J.A.C. 5:30-7.6.

Dated: \_\_\_\_\_

By:

\_\_\_\_\_

Christine Brown  
Chief Financial Officer

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_\_

**RESOLUTION #11**

**A RESOLUTION TO CONFIRM CONTRACTS AND PURCHASES**

Offered By: \_\_\_\_\_

Seconded By: \_\_\_\_\_

**WHEREAS**, Purchases were made for amounts over \$1,000.00 and it is the policy of the Borough that the Board of Commissioners approve or confirm said purchases; and;

**WHEREAS**, Funds for these purposes are provided for in various accounts within the current budget, and the CFO has so certified; and,

**NOW, THEREFORE, BE IT RESOLVED**, That the following contracts are hereby confirmed:

Armstrong Tree Service – Removal of several dead trees on Borough property - \$3,150.00, lowest of three quotes received.

Burke Construction, Inc. – take down berm, place boardwalk and temporary cabanas on beach - \$3,900.00

M. Luz & Associates – painting at Allenhurst Beach Club - \$4,680.00, lowest of three quotes received

The Home Depot – materials and supplies for Beach Club - \$1,881.02

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**RESOLUTION #12**

**A RESOLUTION TO APPROVE SUMMER HOURS**

Offered By: \_\_\_\_\_

Seconded By: \_\_\_\_\_

**BE IT RESOLVED**, That the following schedule of summer hours for Borough Hall shall become effective Tuesday, May 29, 2012 and terminate effective Tuesday, September 4, 2012:

Monday - Thursday

8 AM - 4:30 PM

Friday

8 AM - 2:00 PM

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

## RESOLUTION #13

### A RESOLUTION TO APPROVE OPERATION "THANK YOU"

Offered By: \_\_\_\_\_

Seconded By: \_\_\_\_\_

**WHEREAS**, members of the armed forces of the United States, including residents of the Borough of Allenhurst, are today actively engaged in combat operations in Afghanistan and Iraq, or are deployed or otherwise serving in support of these operations, and/or in support of the on-going efforts of our Armed Forces throughout the world to protect and defend our nation and its citizens; and,

**WHEREAS**, since September 11, 2001, and increasingly since the commencement of combat operations in Afghanistan and Iraq, the men and women of the New Jersey National Guard have been called up to active duty status in increasing numbers, and their support and service have been and will continue to be essential to the overall success of military efforts both home and abroad; and,

**WHEREAS**, the ongoing hostilities in Afghanistan and Iraq, and the call to active service of thousands of New Jersey=s National Guard Reservists, have added untold additional stress and sacrifice to the lives of thousands of families of our active duty military, and for whom in peacetime day-to-day life was already stressful and challenging enough; and,

**WHEREAS**, many families have lost loved ones in the military actions underway in Afghanistan and Iraq, and more than a hundred thousand other American families live each day in constant trepidation that the next knock on the door might make their own worst fears come true; and,

**WHEREAS**, It is important that the enormity of the day-to-day sacrifices and heroism of our troops and their families not be lost or forgotten amidst the din of a presidential campaign and the media=s unwavering focus on the sensational; and,

**WHEREAS**, the residents of the Borough of Allenhurst want our troops and their families to know that they are in our hearts and on our minds, that we support them and are extremely grateful for the sacrifices they are making each and every day; and,

**WHEREAS**, the Mayor and Commissioners, on behalf of the families of Allenhurst, wish to honor and recognize our active military personnel sand their families by establishing a special program for the summer of 2012;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Commissioners of the Borough of Allenhurst, that in honor and recognition of our active military personnel and their families, and to demonstrate the gratitude of the residents of the Borough of Allenhurst for the daily sacrifices they are making, the Mayor and Commissioners hereby announce the commencement of AOPERATION: THANK YOU@; and,

**BE IT FURTHER RESOLVED**, that free beach admission be provided during the 2012 summer season to each member of the active military and their dependents upon the presentation of a valid military identification card at any beach entrance; and,

**BE IT FURTHER RESOLVED**, That Allenhurst=s business community be invited and encouraged to participate in AOperation: Thank You@ by providing discounts to our active military and their dependents, and by otherwise recognizing their sacrifices and service and joining the residents of Allenhurst in welcoming them to our community; and,

**BE IT FURTHER RESOLVED**, That this resolution shall take effect immediately and shall remain in effect throughout the 2012 beach season.

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**RESOLUTION #14**

**A RESOLUTION TO APPROVE MEMBER IN ALLENHURST FIRE DEPARTMENT**

Offered By: \_\_\_\_\_

Seconded By: \_\_\_\_\_

**WHEREAS**, The Membership Committee of Allenhurst Fire Co. #1 has received an application for membership from Edward W. Foley, Jr.; and,

**WHEREAS**, The Membership Committee has advised the Board of Commissioners that Mr. Foley is acceptable for membership;

**NOW, THEREFORE, BE IT RESOLVED**, That Edward W. Foley, Jr. is approved for membership in Allenhurst Fire Co. #1, pending a criminal history check; and,

**BE IT FURTHER RESOLVED**, That the Borough Clerk be and is hereby authorized to execute the necessary paperwork on behalf of the aforementioned applicant.

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**RESOLUTION #15**

**A RESOLUTION TO PAY BILLS AND PAYROLL (5/01/12 – 5/15/12)**

Offered By: \_\_\_\_\_

Seconded By: \_\_\_\_\_

**BE IT RESOLVED**, That bills and payrolls totaling \$661,383.28 approved for payment;  
and,

**BE IT FURTHER RESOLVED**, That the May 15<sup>th</sup> consolidated bill list be attached  
hereto and made a part thereof.

VOTE: Comm. McLoughlin\_\_\_\_; Comm. Bolan\_\_\_\_; Mayor McLaughlin\_\_\_\_

**ORDINANCE #2012-03**

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

**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 up to 2.0% 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 Allenhurst in the County of Monmouth finds it advisable and necessary to increase its CY 2012 budget by up to 2.5% over the previous year's final appropriations, in the interest of promoting the health, safety, and welfare of the citizens, and

**WHEREAS**, the Board of Commissioners of the Borough of Allenhurst hereby determines that the allowable 3.5% increase in the budget for said year, amounting to \$34,593.00 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 of the Borough of Allenhurst 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 Allenhurst in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2012 budget year, the final appropriations shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14 be increased by 3.5% amounting to \$121,075.00, and that the CY 2012 municipal budget 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 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 therein, be filed with said Director within 5 days after such adoption.

**ORDINANCE #2012-04**

**AN ORDINANCE TO FURTHER AMEND "AN ORDINANCE ESTABLISHING A BEACH CLUB, REGULATING THE USE OF THE BATHING AND RECREATIONAL FACILITIES AT THE BEACHFRONT AND PROVIDING REVENUE IN THE BOROUGH OF ALLENHURST" ADOPTED BY THE BOARD OF COMMISSIONERS ON THE 16TH DAY OF APRIL, 1973.**

THE BOARD OF COMMISSIONERS OF THE BOROUGH OF ALLENHURST DO ORDAIN:

**SECTION I** Section 10 of an Ordinance entitled "**AN ORDINANCE ESTABLISHING A BEACH CLUB, REGULATING THE USE OF THE BATHING AND RECREATIONAL FACILITIES AT THE BEACHFRONT AND PROVIDING REVENUE IN THE BOROUGH OF ALLENHURST**" adopted on the 16th day of April, 1973 and thereafter amended from time to time is hereby amended to read as follows:

Section 10-1.6a be inserted as follows:

A recreation program shall be established which shall be open to all children who are members of the Allenhurst Beach Club between the ages of 5 years and 12 years at the discretion of the Recreation Director. The program shall run for seven weeks during the Beach Club season from 10 AM to 3 PM, Monday through Friday and will not run on those days the Beach Club is closed for inclement weather or any other unforeseen circumstance.

The cost for participation in this program will be \$330.00 per child for the Beach Club season.

**SECTION II** Except as herein provided, an Ordinance entitled, "**AN ORDINANCE ESTABLISHING A BEACH CLUB, REGULATING THE USE OF THE BATHING AND RECREATIONAL FACILITIES AT THE BEACHFRONT AND PROVIDING REVENUE IN THE BOROUGH OF ALLENHURST**" adopted April 16, 1973, and amendments thereto remains in full force and effect.

**SECTION III** The provisions of this ordinance are declared to be severable, and if any section, subsection, sentence, clause or phrase hereof shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, subsections, clauses and phrases of this ordinance shall stand notwithstanding the invalidity of any part.

**SECTION IV** This Ordinance shall take effect after publication and adoption according to law.