

**MINUTES  
JULY 14, 2015**

The Meeting of the Board of Commissioners was held on the above date with Mayor McLaughlin presiding and Commissioners Bolan and McLoughlin answering the roll call. Also in attendance were the Borough Clerk, Borough Attorney, Public Works Supervisor, Police Chief and Code Enforcement Official.

The meeting was called to order at 7:30 P.M. with a salute to the flag.

Mayor McLaughlin announced that the notice requirements of R.S. 10:4-18 had been satisfied by delivering the required notice to the Coaster, posting the notice on the board in Borough Hall and filing a copy of said notice with the Borough Clerk.

**ORDINANCE #2015-13 – FIRST READING**

Offered By: Mayor McLaughlin

Seconded By: Comm. McLoughlin

**BOND ORDINANCE NO. 2015-13**

**BOND ORDINANCE PROVIDING FOR IMPROVEMENTS AND REPAIRS TO THE WELL POINT SYSTEM, APPROPRIATING \$1,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$950,000 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE BOROUGH OF ALLENHURST, IN THE COUNTY OF MONMOUTH, NEW JERSEY**

VOTE: Comm. McLoughlin-AYE; Comm. Bolan-AYE; Mayor McLaughlin-AYE

**RESOLUTION #1**

**A RESOLUTION TO AMEND CAPITAL BUDGET**

Offered by: Comm. McLoughlin

Seconded by: Comm. Bolan

**WHEREAS**, The local capital budget for the year 2015 was adopted on the 12<sup>th</sup> day of May, 2015; and,

**WHEREAS**, It is desired to amend said adopted capital budget section;

**NOW, THEREFORE, BE IT RESOLVED**, By the Board of Commissioners of the Borough of Allenhurst, County of Monmouth, that the following amendment to the capital budget be made:

**CAPITAL BUDGET (CURRENT YEAR ACTION)  
2015**

*Planned Funding Services for Current Year 2015*

<b><u>Project</u></b>	<b><u>Estimated Total Cost</u></b>	<b><u>Capital Improvement Fund</u></b>	<b><u>Debt Authorized</u></b>
Improvements to Well Point System	\$1,000,000.00	-50,000.00-	\$4,950,000.00
<b>Total All Projects</b>	<b>\$2,690,000.00</b>	<b>132,500.00</b>	<b>6,417,500.00</b>

**BE IT FURTHER RESOLVED**, That the above item will be provided for in the 2015 Capital Budget; and,

**BE IT FURTHER RESOLVED**, That three certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services.

VOTE: Comm. McLoughlin-AYE; Comm. Bolan-AYE; Mayor McLaughlin-AYE

**RESOLUTION #2**  
**A RESOLUTION TO APPROVE EMERGENCY DOWNPAYMENT**  
**FOR CAPITAL EXPENDITURE**

Offered by: Comm. McLoughlin

Seconded by: Comm. Bolan

**WHEREAS**, An emergency has arisen with respect to down payment on improvements, and no adequate provision was made in the 2015 budget for the aforesaid purpose, and N.J.S.A. 40A:4-46 provides for the creation of an emergency appropriation for the purpose above mentioned; and,

**WHEREAS**, The total amount of emergency appropriations created including the appropriation to be created by this resolution is \$34,564.00 and three percent of the total operating appropriations in the budget for the year 2015 is \$126,576.10; and,

**WHEREAS**, The foregoing appropriation, together with prior appropriations does not exceed three (3) percent of the total operating appropriations, (including utility operation appropriations) in the budget for 2015;

**NOW, THEREFORE, BE IT RESOLVED**, (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with N.J.S. 40A:4-48,

1. An emergency appropriation be and the same is hereby made in the appropriation entitled, down payment for capital improvements in the amount of \$34,564.00.
2. That said emergency appropriation shall be provided for in full in the 2016 budget, and is requested to be excluded from CAPs, pursuant to N.,J.S.40A:4-53.3c(1).
3. That two certified copies of this resolution be filed with the Director of the Division of Local Government Services.

VOTE: Comm. McLoughlin-AYE; Comm. Bolan-AYE; Mayor McLaughlin-AYE

**RESOLUTION #3**  
**A RESOLUTION TO RATIFY AND APPROVE MINUTES**

Offered by: Comm. McLoughlin

Seconded by: Comm. Bolan

**BE IT RESOLVED**, That the minutes of the regular meeting held June 23, 2015, be ratified and approved.

VOTE: Comm. McLoughlin-AYE; Comm. Bolan-AYE; Mayor McLaughlin-AYE

**RESOLUTION #4**  
**A RESOLUTION TO DISPENSE WITH READING OF MINUTES**

Offered by: Comm. McLoughlin

Seconded by: Comm. Bolan

**BE IT RESOLVED**, That the Clerk dispense with the reading of the minutes of the regular meeting held June 23, 2015.

VOTE: Comm. McLoughlin-AYE; Comm. Bolan-AYE; Mayor McLaughlin-AYE

**RESOLUTION #5**  
**A RESOLUTION TO CONFIRM PURCHASES**

Offered by: Comm. McLoughlin

Seconded by: Comm. Bolan

**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 shall be provided for various appropriations within the current account;

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

GTBM, Inc. - \$1,312.50 for maintenance of car computers  
Monmouth Building Center - \$1,186.14 – paint and supplies for ABC  
Staples - \$1,593.09 – office supplies for various departments  
The Home Depot - \$1,522.72 – materials and supplies for ABC  
Bird Construction - \$2,141.55 – installation of railing at ABC  
Demac Concrete, Inc. - \$2,500.00 – additional concrete for patio at ABC  
Pilot Electric - \$1,851.00 – repair of pumps at ABC  
R. Sullivan Electric - \$1,500.00 – exhaust fan for snack bar

VOTE: Comm. McLoughlin-AYE; Comm. Bolan-AYE; Mayor McLaughlin-AYE

#### **RESOLUTION #6**

##### **A RESOLUTION TO HIRE SEASONAL EMPLOYEE**

Offered by: Comm. McLoughlin

Seconded by: Comm. Bolan

**BE IT RESOLVED**, That the following be hired for the 2015 summer season:

##### Public Works

Joseph Reed                \$12.00/hr.

##### Poolside

Spencer Zazzo             \$5.50

##### Recreation

Sophie Reddy              \$7.75

##### Pool Pump Call-Out

Jake Gironda              \$75.00/callout

VOTE: Comm. McLoughlin-AYE; Comm. Bolan-AYE; Mayor McLaughlin-AYE

#### **RESOLUTION #7**

##### **A RESOLUTION TO HIRE COMMUNICATION OFFICER**

Offered By: Mayor McLaughlin

Seconded By: Comm. McLoughlin

**WHEREAS**, There is a need for a Communications Officer in the Allenhurst Police Department and the Chief of Police has interviewed several candidates and has made his recommendation to the Board of Commissioners; and,

**NOW, THEREFORE, BE IT RESOLVED**, That Tyler Henry be and he is hereby employed as a Communications Officer for the Borough of Allenhurst for a probationary period of one year, commencing on July 15, 2015, at an annual salary of \$25,000.00.

VOTE: Comm. McLoughlin-AYE; Comm. Bolan-AYE; Mayor McLaughlin-AYE

#### **RESOLUTION #8**

##### **A RESOLUTION TO AUTHORIZE BOND ANTICIPATION NOTE**

Offered by: Comm. McLoughlin

Seconded by: Comm. Bolan

**WHEREAS**, The Clerk requested rates for Bond Anticipation Notes in the amount of \$992,500; and,

**WHEREAS,** The following proposals were received:

Kearny Bank - .75%  
PNC Bank – 1.15%  
Oppenheimer & Co. – 1.75%  
Janney Montgomery Scott – 1.00%

**NOW, THEREFORE BE IT RESOLVED,** That the Board of Commissioners of the Borough of Allenhurst authorizes a Bond Anticipation Note in the amount of \$992,500.00 to Kearny Bank for a period of nine months commencing on June 30, 2015 and maturing on March 18, 2016, at an interest rate of .75%.

VOTE: Comm. McLoughlin-AYE; Comm. Bolan-AYE; Mayor McLaughlin-AYE

#### **RESOLUTION #9**

#### **A RESOLUTION TO AWARD EMERGENCY CONTRACT FOR EXTENSION OF WELL POINT SYSTEM**

Offered by: Comm. McLoughlin

Seconded by: Comm. Bolan

**WHEREAS,** The Army Corps of Engineers has authorized the Borough of Allenhurst to hire its own contractor to extend the Borough's well point system; and,

**WHEREAS,** The Army Corps of Engineers will reimburse the Borough for the costs associated with the repair and extension of the system; and,

**WHEREAS,** As the summer season has already started and the pools are currently in use, a contract must be awarded immediately to repair and extend the well point system; and,

**WHEREAS,** Burke Construction, Inc., the company that manufactured and installed the current well point system, is available and can perform the work immediately; and,

**WHEREAS,** The Borough Engineers have reviewed the quote received from Burke Construction, Inc., and have recommended acceptance of the contract; and,

**WHEREAS,** N.J.S.A. 40A:11-1 et seq. requires that the resolution authorizing the award of contracts for "Extraordinary, Unspecifiable Services" without competitive bids and the contract itself must be available for public inspection; and,

**WHEREAS,** The Chief Finance Officer has prepared a declaration for extraordinary unspecifiable services as the system is specialized and qualitative in nature, requiring expertise and extensive training; and,

**WHEREAS,** Funds are available for this purpose through a Resolution authorizing an Emergency Appropriation pursuant to N.J.S.A. 40A:4-16 and N.J.S.A. 40A:4-49 to address Emergency Repairs Necessitated by the Beach Replenishment Project, adopted by the Board of Commissioners at a meeting held on June 9, 2015; and,

**WHEREAS,** Bond Ordinance #2015-12 has been introduced and funds will be available from the Bond once adopted;

**NOW, THEREFORE, BE IT RESOLVED,** the statements contained in the foregoing preamble be and are hereby incorporated into this Resolution as if more fully set forth herein at length; and

**BE IT FURTHER RESOLVED** That a contract be awarded to Burke Construction, Inc., to repair and extend the well point system at the Allenhurst Beach Club according to the following breakdown of costs:

Burke Construction Contract	\$575,000.
Timber Piles (60 units)	48,000.
Sand Stockpile (5000 cy)	97,000.
Prevailing Wage Rate	<u>50,000.</u>
<b>Total Construction Cost</b>	<b>\$770,000.</b>
 Less Timber and Sand provided by ACOE	 \$145,000.
 <b>BURKE CONTRACT AMOUNT</b>	 <b>\$625,000.</b>

VOTE: Comm. McLoughlin-AYE; Comm. Bolan-AYE; Mayor McLaughlin-AYE

**RESOLUTION #10**

**A RESOLUTION TO AUTHORIZE PAYMENT FOR ABC RESTAURANT**

Offered By: Comm. McLoughlin

Seconded By: Mayor McLaughlin

**WHEREAS**, A contract was awarded to Santorini Construction for the construction of the restaurant at the Allenhurst Beach Club; and,

**WHEREAS**, The Borough Architect has reviewed the project and recommended payment #11 as provided for in a letter dated June 23, 2015, which is on file in the Clerk=s office;

**WHEREAS**, Funds for this purpose shall be provided for in the Capital Account known as 2014-10, Hurricane Sandy relief, and the Treasurer has so certified;

**NOW, THEREFORE, BE IT RESOLVED**, That Santorini Construction be compensated in the amount of \$89,209.40 for work done in accordance with the Borough Architect; and,

**BE IT FURTHER RESOLVED**, That payment is contingent upon fixing the problem with the lights at the restaurant.

VOTE: Comm. McLoughlin-AYE; Comm. Bolan-AYE; Mayor McLaughlin-AYE

**RESOLUTION #11**

**A RESOLUTION TO AWARD CONTRACT FOR INSTALLATION OF REFRIGERATION CONDENSERS AT ABC RESTAURANT**

Offered by: Comm. McLoughlin

Seconded by: Comm. Bolan

**WHEREAS**, There was a need to install three remote refrigeration condensers on the roof at the ABC Restaurant; and,

**WHEREAS**, The following three quotes were submitted:

Breeze Heating & Air Conditioning, Inc. - \$19,975.00

Coastal Refrigeration Corp. - \$23,500.00

Performance Mechanical Corp. - \$22,580.00; and,

**WHEREAS**, Funds for this purpose will be provided for in Capital Account #2014-10, known as Various Capitals Improvements and Acquisitions, and the Treasurer has so certified; and,

**WHEREAS**, It is the recommendation of the Project Architect, that a contract be awarded to the low bidder;

**NOW, THEREFORE, BE IT RESOLVED**, That a contract be awarded to Breeze Heating and Air Conditioning, Inc., lowest of three quotes received, for the installation of three remote refrigeration condensers on the roof of the Allenhurst Beach Club Restaurant, in the amount of \$19,975.00.

VOTE: Comm. McLoughlin-AYE; Comm. Bolan-AYE; Mayor McLaughlin-AYE

**RESOLUTION #12**

**A RESOLUTION TO AUTHORIZE PERSONNEL CAUCUS**

Offered by: Comm. McLoughlin

Seconded by: Comm. Bolan

**WHEREAS**, State law permits the exclusion of public in certain circumstances; and,

**WHEREAS**, The Board of Commissioners of the Borough of Allenhurst finds that such circumstances currently exist; and,

**WHEREAS**, The Board of Commissioners will make public, minutes of the closed session when confidentiality no longer exists;

**NOW, THEREFORE, BE IT RESOLVED**, By the Board of Commissioners that they are hereby authorized to enter into closed session to discuss personnel matters which are exempt from the public meeting under the Sunshine Law.

VOTE: Comm. McLoughlin-AYE; Comm. Bolan-AYE; Mayor McLaughlin-AYE

**RESOLUTION #13**

**A RESOLUTION TO PAY BILLS & PAYROLL (7/01/15 - 7/15/15)**

Offered by: Comm. McLoughlin

Seconded by: Comm. Bolan

**BE IT RESOLVED**, That bills and payrolls totaling \$429,289.98 be approved for payment; and,

**BE IT FURTHER RESOLVED**, That the July 14<sup>th</sup> consolidated bill list be attached hereto and made a part thereof.

VOTE: Comm. McLoughlin-AYE; Comm. Bolan-AYE; Mayor McLaughlin-AYE

**RESOLUTION #14**

**A RESOLUTION TO CONSIDER MORATORIUM WAIVER REQUESTS**

Mayor McLaughlin stated waivers are given for emergency purposes only. It is not designed to help finish a project. Everyone enjoys the moratorium and they voted to keep it. Please keep that in mind when applying for a waiver.

Joseph Barnathan – 55 Norwood Avenue

David Grippe, Contractor, stated they have three doors which have to be installed. There was a delay in receiving the doors. They will need three days to install the doors. There will be a minimal amount of noise. The stucco will be hand-troweled. The door will be screwed into the frame. The first door is the main entrance facing Norwood Avenue. The second is the door between the house and the garage and the third door is on the garage. It is a security issue and there is water infiltration. No power tools will be used.

Comm. McLoughlin questions three days to install three doors and Mr. Grippe stated it could be less. It will take at least six hours to install the front door.

Mayor McLaughlin asked if there were residents in the house now and Mr. Grippe answered yes. They have a temporary Certificate of Occupancy. The Mayor commented that it seemed more like finish work than an emergency.

Comm. Bolan agreed that the front door might be a security issue. He is inclined to give them a day.

Comm. McLoughlin stated it looks like there are doors there now. Mr. Grippe stated there is a temporary front door. There is no door on the garage now.

There were no questions or comments from the public.

Jeffrey Beyda – 215 Elberon Avenue

Mr. Grippe, contractor for this project, stated this is one hour worth of work. It is only a piece of trim and it stops the water from coming in. It will take a screw gun only. No compressor.

There were no questions or comments from the public.

Maurice Ades – 10 Allen Avenue

Maurice Ades, homeowner, stated he received his TCO, but there are a few concerns. The leaders have not been connected to the gutters and water is coming up from the basement. There are a couple of railings on the second floor which are not completed. The HVAC is not hooked up. He is concerned with humidity in the house.

Morris Dian, contractor for the project, stated the house has a completely finished basement. The sheetrock is getting destroyed. The air conditioning will help dry the basement. They really only need a couple of days.

Mayor McLaughlin stated there is a lot of soil in the street from this site, as well as gravel. There are high weeds on the property. The site should be cleaned and kept tidy. This applicant came before the Planning Board and knew about the moratorium.

Comm. Bolan agreed, stating it is one of the most traveled streets in the summer. Also, the construction was sitting dormant for a couple of months. Mr. Dian disagreed, stating they have been working continuously. Maybe not visible from the street.

The Mayor stated if the railings are not complete, they can lock the second floor door until after the moratorium.

Comm. Bolan asked if the applicant were granted two days, would they need to use a compressor or any other noisy equipment. Mr. Dian answered no. The most he would need would be a cordless drill.

Mr. Dian stated they did not put this on the application, but the front door has also just come in.

Comm. McLoughlin asked if the temporary door locks and Mr. Dian confirmed that it did. He asked if they are granted time and they can get the door on within that time, can they?

There were no public questions or comments.

#### Maney and Linda Douek – 207 Allen Avenue

Bob Hazelrigg, architect for the project, stated that in a wind storm the Borough had a couple of weeks ago, one of the chimneys was buffeted, causing a small seam in the roof to pull up and water to enter the house. They have repaired the leak. They would like to brace the two chimneys on the roof, which would require two metal brackets for each chimney. The work will take one day. The brackets have been designed and there will be two bolts for each connection. It will only require a power driver and drill.

Comm. McLoughlin asked if it was Mr. Hazelrigg's expert opinion that this work should be done before Labor Day. Mr. Hazelrigg answered yes. Another strong wind could cause another leak.

There were no public questions or comments.

#### Eddie Falack – 107 Elberon Avenue

Elise Falack, homeowner, stated that during the same windstorm, they lost shingles on their roof, causing a leak. The shingles did some damage to the porch below and she is requesting 7 – 10 days for repairs. She presented pictures to the Board and stated she was concerned for her children stepping on the damaged portion of the porch.

Mayor McLaughlin stated this is a major carpentry job. He would suggest covering the holes and looking into repairs after the summer. They can put plywood or something else over the holes as a temporary measure. In his experience, once you start removing rotted boards and shingles, it becomes a bigger project than first anticipated.

Comm. Bolan stated a lot of what he is seeing in the pictures is rot.

The Board considered the following resolution. Comm. Bolan asked that those who are granted waivers get in touch with Borough Hall on the dates and times they will be working.

Offered by: Comm. McLoughlin

Seconded by: Comm. Bolan

**WHEREAS**, The Borough has received several requests for the waiver of the provisions of the construction moratorium; and,

**WHEREAS**, The Board of Commissioners has reviewed the waiver requests; and,

**WHEREAS**, Under the provisions of granting approval for a waiver for the period ending 5 PM on July 14, 2015, the following provisions shall be adhered to:

1. No construction activities prior to 8:00 AM or after 5:00 PM daily.

2. No construction activities on Fridays or weekends.
4. No dumpsters on property or heavy equipment permitted. No construction debris on outside of property. No porta potties.
5. No work vehicles shall be parked in the street.

**NOW, THEREFORE, BE IT RESOLVED,** That the following requests for waiver of the provisions of the construction moratorium are hereby approved:

1. Joseph Barnathan – 55 Norwood Avenue  
Installation of front and rear permanent doors and minor stucco work around doors. (1 day)  
VOTE: Comm. McLoughlin-AYE; Comm. Bolan-AYE; Mayor McLaughlin-AYE
2. Jeffrey Beyda – 215 Elberon Avenue  
Installation of special order drip edge trim on front of house. (3 hours)  
VOTE: Comm. McLoughlin-AYE; Comm. Bolan-AYE; Mayor McLaughlin-AYE
3. Maurice Ades – 10 Allen Avenue  
Installation of leaders to connect to gutters and drainage system. Complete railing. Complete HVAC. (1 day)  
VOTE: Comm. McLoughlin-AYE; Comm. Bolan-AYE; Mayor McLaughlin-NO
4. Maney & Linda Douek – 207 Allen Avenue  
Installation of metal braces to existing chimney to stop movement at roof juncture and prevent further roof and flashing failure and leaking. (1 day)  
VOTE: Comm. McLoughlin-AYE; Comm. Bolan-AYE; Mayor McLaughlin-AYE
5. Eddie Falack – 107 Elberon Avenue  
Repair leak in roof and porch. (4 hours)  
VOTE: Comm. McLoughlin-AYE; Comm. Bolan-AYE; Mayor McLaughlin-AYE

**BE IT FURTHER RESOLVED,** That the following imminent emergency work was granted by the Board of Commissioners:

1. Sam Boyd – 240 Elberon Avenue  
Fix back steps  
2 hours
2. Klimnowicz – 234 Elberon Avenue  
Replacement of gutters  
2 hours
3. Jay Stark – 219 Spier Avenue  
Installation of gutters and leaders  
One day
4. Urban Pops – 314 Main Street  
Installation of awnings  
One hour
5. St. Andrews By-The-Sea  
Repair of burst pipes  
Four hours.

VOTE: Comm. McLoughlin-AYE; Comm. Bolan-AYE; Mayor McLaughlin-AYE

## **PUBLIC HEARING**

Tim Moriarty asked for an update on the work on the well points. Mayor McLaughlin stated that work was progressing on schedule. He stated the work was not the cause for no water in the pool last Saturday. That was caused by the pumps provided by the Army Corps of Engineers breaking



down.

Russ McIver, Hume Street, stated the Commissioners had asked for feedback on the park and relocation of the tennis courts. Personally, he is opposed to it. It is the last bit of green space in town. People who want to play tennis have their own courts. He viewed old Sanborn maps and that property has never been developed. He has used that field as a little league coach and it is perfect for a practice field.

Comm. Bolan stated people have told him it is creepy where the tennis courts are located. Also, the train vibrations cause the tennis courts to crack. Since Sandy, the park has been back-burnered. The goal was to bring a tennis court and maybe a half hoop basketball court there.

Bob Scally agreed with Mr. Russo in not developing the field.

Mark Horowitz stated the pump failed on Saturday and there was no water in the pool. There was no notice sent to the members. They get a notice for everything else and it would have been nice to know the pool was not operational. A lot of people had guests that weekend and they could have planned accordingly.

Mayor McLaughlin stated the Borough had nothing to do with the failure. This is the reason they have worked so hard to get their own contractor to do the work.

Mr. Horowitz stated he understood, but wished he had gotten notice.

Mayor McLaughlin stated it was a good point. They have never sent a notice for something like that.

Comm. Bolan commented that no one has any idea how hard Steve and Marc have worked to ensure that there is water in the pool. They have been coming in at all hours of the day and night to make sure the pumps are running. He is amazed there was only one day without water in the pool.

Comm. McLoughlin stated that if someone is requesting a refund, they come to the Board of Commissioners.

Comm. Bolan added that Beach Club management cannot issue refunds. It has to come from the Board of Commissioners.

Dr. Fernicola stated he would echo Russ and Bob's sentiments regarding the tennis courts. He asked the Commissioners what they saw as far as plans for Benson Park.

Comm. McLoughlin stated he would love to swap land with the developer of the JCP&L property and obtain the barn on Main Street and turn that into a nice green space.

Mayor McLaughlin stated they haven't done anything yet, they are just gathering opinions.

Comm. Bolan stated the Planner they hired even made that proposal for a land swap when they first started talking about the redevelopment.

Dr. Fernicola stated there are four video cameras at the Beach Club. They should put one in the park.

Comm. Bolan stated it is isolated from the other park. They are trying to make it one recreational area. He has heard people saying they like the tennis courts. They did look into redoing the existing tennis courts.

Mr. McIver stated that kids do play basketball back there.

Douglas Caron, Public Works Supervisor, stated he has been with the Borough for 44 years. There used to be a park back there with playground equipment. Mothers asked to have it relocated. That is why the park was moved to a more visible area.

Comm. Bolan stated he used to work back there as a part of a recreational program. There are not than many kids in town anymore. They are planning a floating dock along the Corlies Avenue bridge and a walking trail around the park.

## **ITEMS FOR DISCUSSION**

### **Speed Bumps**

Kathy Tomaino and Lee Copperthwaite were present. Mrs. Copperthwaite had submitted a petition from homeowners in the 200 block of Spier Avenue for a speed bump. Mrs. Tomaino stated traffic definitely picks up in the summer. They live on a street where there are a lot of children.

Mrs. Copperthwaite stated there are speed bumps on Cedar and some on Corlies Avenue. Now people are using Spier Avenue to avoid those speed bumps.

Mayor McLaughlin asked residents not to park their cars in the street. There have been discussions about limiting parking by permit. People park in the street and not in their driveways. It can be a safety issue. They have a radar that can track the speed of cars and makes a report.

Mrs. Copperthwaite stated there is a tendency as a driver when you see the radar to slow down.

Mayor McLaughlin stated he is not opposed to a speed bump, but does not want to see them throughout the town. He stated they will put the radar in that block and see what statistics they get from the report. They will discuss it at the next meeting.

Chief Richter stated he will have it set up within the week.

Mayor McLaughlin asked that they have two weeks to look at the data.

Mrs. Copperthwaite stated that seemed fair. She asked if the speed bumps have been effective, and Mayor McLaughlin responded that he believes they are.

Mr. Scally stated that he started the petition for his street and they do work.

Chief Richter stated he was running radar on Spier today.

Mrs. Tomaino stated there is speed bump envy in town with everyone wanting one on their block.

Comm. McLoughlin asked the Chief if they were running their pedestrian program this summer. The Chief replied that they were.

### **Hedges**

Mayor McLaughlin stated that hedges are supposed to be no more than 4' tall in the front of a home. Everyone who has overgrown hedges will be issued a letter giving them two weeks to come into compliance. If they do not comply, they will be issued a summons. If the homeowner wants to get a variance, they must submit an application to the Planning Board.

Comm. Bolan stated his bigger issue is hedges that protrude into the sidewalk.

Mr. Scally commented that it was great that the Board was trying to tackle this issue.

### **ABC**

There was a discussion with Mr. Perrotto on parking for himself and Ms. Marzulli at the ABC. He asked if they can park by the garbage area. Mayor McLaughlin stated it was fine with him and asked Ms. Osborn to check with the Fire Chief.

Mr. Perrotto asked that a list of items be added to whatever punch list the Borough had for the restaurant construction. Items to be included were; outside bathrooms leak, foyer ceiling leaked, lights are still not fixed properly, timing on the outside lights is off. Mr. Perotto would like to control

those lights are they should be able to be turned on by hand when it is a cloudy day or for any other reason. Mr. Perotto stated he would like a roof over the back entrance. He asked that the volleyball net be moved to the end of Allen Avenue. He added that the Public Works guys are great. They will do anything asked of them.

Comm. Bolan asked Mr. Caron to move the bike rack from in front of the bank to the end of Allen Avenue.

The Commissioners discussed the sign which was erected on the restaurant and asked Mr. Perotto if it would be okay with him if they replaced it. He was shown a mock-up of the sign. He agreed that it could be replaced. The Commissioners directed the Administrator to have it replaced with two goose-neck lights to illuminate it as well as an additional light on the west side of the building.

#### Miscellaneous

The Board discussed a letter received from Mr. DeCapua, asking for a decrease in his rent. They found the letter to have no merit.

The Board discussed a letter received from Verizon. The Board has asked for input from its residents and will discuss the issue fully in the fall. The Board requested that a representative from Verizon attend the next meeting.

Chief Richter presented a parking plan to the Commissioners for their review. It will be discussed at the next meeting.

The Board directed the Administrator to inform the Beach Club Manger that employees are to park west of Ocean Avenue.

#### Hearing on Down to Earth

Mayor McLaughlin asked Mr. Caron how the garbage situation was at Down to Earth. Mr. Caron stated that it has been kept neat. The cans have been moved to a different location. There have been no problems with the pick-up.

Joey Greenstein, owner of Down to Earth, stated he has as new company picking up his garbage. He purchased bigger containers. However, it gets tighter and tighter in that alley. He would prefer the Borough pick up his garbage, even if he has to pay for it.

Comm. Bolan stated DPW is stretched thin the summer. They do not have the capability to add extra days for garbage pick-up. Mr. Caron confirmed that, stating Down to Earth will go over the allotted amount. It has been crazy this summer. They are packing out two trucks a week, which has not happened before.

Mr. Grerenstein stated that, as of now, the issue has been resolved. He is getting picked up five days a week.

Comm. Bolan commented that if his garbage cannot be picked up due to the narrowness of the alley, this may not be the right location for this restaurant. He does not think this is an insurmountable problem. So far, so good.

Mayor McLaughlin commented that he expects the Mercantile License to be renewed in a timely fashion.

Mr. Greenstein stated that cars have to be off Main Street at midnight. He asked if it could be extended to 1 AM. There are customers that are still there at midnight.

Mayor McLaughlin stated he would think about it. It is a quality of life issue. Comm. Bolan stated there is a two-hour parking limit on the 300 blocks and he did not see extending the business district any later.

The Commissioners authorized the Borough Administrator to issue the Mercantile License for Down to Earth.

There being no further comments or any further business, the meeting was adjourned to caucus. After reconvening, Comm. McLoughlin moved, seconded by Comm. Bolan, that the meeting be adjourned at 10:25 PM. Motion carried.

Lori L. Osborn, RMC  
Clerk-Administrator