

**MINUTES**  
**FEBRUARY 23, 2016**

The Meeting of the Board of Commissioners of the Borough of Allenhurst was held on the above date with Mayor McLaughlin presiding and Commissioner Bolan answering the roll call. Also in attendance was the Borough Clerk. Comm. McLoughlin arrived at 7:36 PM.

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.

**COMMUNICATIONS**

Letter from Clean Ocean Action regarding Beach Sweeps for 2016.

Resolution from Monmouth County Planning Board establishing Class III Special Officers to provide security in public and non-public schools and County colleges.

**ORDINANCES**

**ORDINANCE #2016 – 01 – ALLEN AVENUE BOND – Public Hearing/Final Reading**

Offered By: Mayor McLaughlin

Seconded By: Comm. Bolan

**BOND ORDINANCE NO. 2016-01**

**BOND ORDINANCE PROVIDING FOR ROAD IMPROVEMENTS TO ALLEN AVENUE, AND APPROPRIATING \$350,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$180,000 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**

There was no response to Mayor McLaughlin's request for public comments.

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

**ORDINANCE #2016-02 – ABC BOND – Public Hearing/Final Reading**

Offered By: Mayor McLaughlin

Seconded By: Comm. Bolan

**BOND ORDINANCE NO. 2016-02**

**BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO THE ALLENHURST BEACH CLUB, AND APPROPRIATING \$500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$475,000 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**

There was no response to Mayor McLaughlin's request for public comments.

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

**ORDINANCE #2016-03 – ABC RATES – Public Hearing/Final Reading**

Offered By: Mayor McLaughlin

Seconded By: Comm. Bolan

**ORDINANCE #2016-03**

**AN ORDINANCE TO AMEND CHAPTER X, BEACH REGULATIONS, OF THE  
CODIFIED ORDINANCES OF THE BOROUGH OF ALLENHURST**

There was no response to Mayor McLaughlin's request for public comments.

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

**ORDINANCE #2016-04 – SALARIES – Public Hearing/Final Reading**

Offered By: Mayor McLaughlin

Seconded By: Comm. Bolan

**ORDINANCE #2016-04**

**AN ORDINANCE TO FURTHER AMEND AN ORDINANCE ENTITLED,  
"AN ORDINANCE FIXING THE SALARIES OF ALL APPOINTED  
OFFICIALS AND EMPLOYEES OF THE BOROUGH OF ALLENHURST  
IN THE COUNTY OF MONMOUTH AND STATE OF NEW JERSEY  
(EXCEPTING MEMBERS OF THE POLICE DEPARTMENT)"**

There was no response to Mayor McLaughlin's request for public comments.

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

**RESOLUTION #1**

**A RESOLUTION TO RATIFY AND APPROVE MINUTES**

Offered By: Comm. Bolan

Seconded By: Mayor McLaughlin

**BE IT RESOLVED**, That the minutes of the regular meeting held February 9, 2016, be ratified and approved.

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

**RESOLUTION #2**

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

Offered By: Comm. Bolan

Seconded By: Mayor McLaughlin

**BE IT RESOLVED**, That the Clerk dispense with the reading of the minutes of the regular meeting held February 9, 2016.

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

Comm. McLoughlin arrived at this point.

**RESOLUTION #3**

**A RESOLUTION TO ACCEPT RESIGNATION**

Offered By: Comm. Bolan

Seconded By: Comm. McLoughlin

**WHEREAS**, Patricia Martuscelli has resigned as an Administrative Assistant, effective February 29 2016;

**THEREFORE, BE IT RESOLVED**, That it is with regret that the Board of Commissioners accepts Ms. Martuscelli's resignation and wishes her well in her future endeavors; and, **BE IT FURTHER RESOLVED**, That the following benefits be paid to Ms. Martuscelli:

Earned vacation: 8.15 days  
Current pay rate: \$115.73/day  
Benefit: 8.15 days @ \$115.73/days = \$943.20  
To be paid: March 15, 2016

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

## RESOLUTION #4

## A RESOLUTION TO AWARD CONTRACT FOR REPAIRS TO POOL PUMP ROOM

Offered By: Comm. Bolan

Seconded By: Comm. McLoughlin

**WHEREAS**, There is a need for replacement and repair of valves in the pool pump room at the Allenhurst Beach Club; and,

**WHEREAS**, The following quotes were secured:

Pilot Electric Company, Inc. - \$5,975.00  
Manufacturers Edge - \$6,800.00  
Lockwood's Electric Motor Svc. - \$7,265.00; and,

**WHEREAS**, Funds for this purpose will be provided for in Capital Account #2015-11, known as Beach Club and Park Improvements, and the Chief Finance Officer has so certified;

**NOW, THEREFORE, BE IT RESOLVED**, By the Board of Commissioners of the Borough of Allenhurst, that a contract be awarded to Pilot Electric Company, Inc., on their quote of \$5,975.00 for repairs to the pool pump room.

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

## RESOLUTION #5

## A RESOLUTION TO APPROVE CONTRACT FOR PARTIAL DEMOLITION OF POOL DECK

Offered By: Comm. Bolan

Seconded By: Comm. McLoughlin

**WHEREAS**, The Board of Commissioners desires to replace the concrete decking around the pools at the Allenhurst Beach Club in phases; and,

**WHEREAS,** Prices were solicited to demolish 5,300 square feet of concrete at the eastern end of the pool deck, and the following quotes were submitted:

Demac Concrete, Inc. - \$11,342.00  
American Coring and Supply - \$11,500.00  
Jersey Shore Demolition and Hauling, Inc. - \$14,000.00; and,

**WHEREAS**, Funds for this purpose will be provided for in Capital Account #2015-11, known as Beach Club and Park Improvements, and the Chief Finance Officer has so certified;

**NOW, THEREFORE, BE IT RESOLVED,** That a contract be awarded to Demac Concrete, Inc., on their quote of \$11,342 for partial demolition of the concrete decking around the pool at the Allenhurst Beach Club.

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

Seconded By: Comm. McLoughlin

**WHEREAS,** The scope of work was expanded to provide for the following:

1. Plumbing extras (drains for ice machine) - \$734.22
2. Replace damaged pipe & fittings for restaurant equipment - \$7,056.27
3. Privacy Screen – Men’s room - \$918.00
4. Waterproof exterior toilet, lobby floor and utility closet- \$1,842.00
5. Base mold installation at bar area - \$776.00
6. Waterproof receptacle below exterior stair - \$421.00
7. Relocate 3 flood lights from seawall to building - \$523.00
8. Basement sump pump wiring - \$1,415.00
9. Additional fire alarm tamper switch - \$747.00
10. Front rail change - \$1,317.00; and,

**NOW, THEREFORE, BE IT RESOLVED,** That Change Order No. 6 in the amount of \$15,749.49 be approved, thereby amending the contract total to \$2,842,338.49.

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

**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 #12 as provided for in a letter dated February 12, 2016, 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 \$171,878.27 for work done in accordance with the Borough Architect.

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

**BE IT RESOLVED**, That the following outdated checks be and are hereby canceled:

<u><b>Court Account</b></u>	<u><b>Amount</b></u>	<u><b>Date</b></u>
General Account #2343	\$1.00	6/09/15
General Account #2357	\$1.00	8/03/15

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

**RESOLUTION #9**

**A RESOLUTION TO HIRE EMPLOYEES FOR 2016 BEACH CLUB SEASON**

Offered By: Comm. Bolan

Seconded By: Comm. McLoughlin

**BE IT RESOLVED**, That the following be hired as seasonal employees for the 2016 Beach Club season:

**Manager**

Wynn Phillips

\$19,500.00

**Office Managers**

Devin Wade

\$13.00/hr.

Mary Manfredi

\$13.00/hr.

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

**RESOLUTION #10**

**A RESOLUTION TO APPROVE TEMPORARY EMERGENCY APPROPRIATIONS**

Offered By: Comm. Bolan

Seconded By: Comm. McLoughlin

**WHEREAS**, An emergency has arisen with respect to operating expenses in various departments, and no adequate provision was made in the 2016 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 2016 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$6,540.00;

**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:

Elections	500.00
Planning Board, S&W	40.00
Snow Removal, S&W	<u>6,000.00</u>
<b>TOTAL</b>	<b>\$6,540.00</b>

2. That said emergency temporary appropriations will be provided for in the 2016 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-AYE; Comm. Bolan-AYE; Mayor McLaughlin-AYE

**RESOLUTION #11**

**A RESOLUTION TO CONFIRM PURCHASES AND SERVICES**

Offered By: Comm. Bolan

Seconded By: Comm. McLoughlin

**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:

Rick Sullivan Electric - \$1,472.00 for repairs to street lights  
Breeze Heating & Air Conditioning, Inc. - \$2,500.00 for installation of CO2 sensor at ABC  
Restaurant  
Custom Tire - \$1,352.50 – tires for garbage truck & Cushman vehicles  
Edmunds & Associates - \$7,829.00 for maintenance of Tax & Finance Program

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

#### **RESOLUTION #12**

##### **A RESOLUTION TO AUTHORIZE CONTRACT FOR CDL DRUG TESTING**

Offered By: Comm. Bolan

Seconded By: Comm. McLoughlin

**WHEREAS**, The Borough is required to test all CDL drivers in the mandatory Random Drug and Alcohol Testing Program and there exists a need for a program administrator; and,

**WHEREAS**, Funds for this purpose shall be provided for the first three months of 2016 in the 2016 Temporary Budget and funds for the balance of 2016 will be provided for in the budget for the year 2016 when finally adopted;

**NOW, THEREFORE, BE IT RESOLVED**, By the Board of Commissioners of the Borough of Allenhurst that the Mayor and Borough Clerk be and they are hereby authorized and directed to engage the services of Dynamic Testing Services to administer the random drug and alcohol tests on all CDL drivers, in an amount of \$45.00 per drug test and \$35.00 per alcohol test; and,

**BE IT FURTHER RESOLVED**, That the term of the contract shall be for three years, commencing on April 1, 2016, and expiring on March 31, 2019.

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

#### **RESOLUTION #13**

##### **A RESOLUTION TO APPROVE PERSONNEL CAUCUS**

Offered By: Comm. Bolan

Seconded By: Comm. McLoughlin

**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 #14**

##### **A RESOLUTION TO APPROVE BILLS AND PAYROLL (02/16/16 – 02/29/16)**

Offered By: Comm. Bolan

Seconded By: Comm. McLoughlin

**BE IT RESOLVED**, That bills and payrolls totaling \$346,887.79 for the period of 02/16/16 to 02/29/16 be approved for payment; and,

**BE IT FURTHER RESOLVED**, That the February 23<sup>rd</sup> consolidated bill list be attached hereto and made a part thereof.

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

## **OTHER BUSINESS**

Mayor McLaughlin stated there is a broken cabana that the Public Works Department will be throwing away. Chris Rogers has asked if he could have it. Comm. Bolan stated he saw no problem with it as long as it is garbage. Comm. McLoughlin added that he will have to pick it up and transport it himself.

Mayor McLaughlin stated he spoke to Peter Avakian. He will have the bid packet for Allen Avenue on Friday. He wanted to meet with the Board to finalize some things on the Open Space project. It was decided that the best time would be before the Planning Board meeting on March 2, 2016 at 6:30 PM.

Mayor McLaughlin asked Mr. Heitmueller how hard it was to move the extra cabana to the beach and extend the platform. Mr. Heitmueller stated it could be done. He stated it is easier to extend the "L" because of the plumbing and electric. Mayor McLaughlin asked him to look at it and get back to him for the next meeting.

Ms. Osborn stated she attempted to get three quotes for the installation of a key switch for the Beach Club restaurant elevator. She has a quote from Schindler for \$2,900, a quote from Big Apple Elevator for \$690.00 and Sharp declined to submit a quote. Comm. Bolan suggested that the Borough Attorney handle it along with the other punch list items.

The Board next discussed the Easter Egg Hunt, and stated they would invite Loch Arbour and Interlaken. It will be held on Sunday, March 20, 2016 at 1 PM.

Mayor McLaughlin stated that the white planters on Main Street need to be replaced. He also stated there are four lights out on Main Street, one on the north side by Corlies Avenue, two in front of Buy Rite and one near the Loch Arbour border. Ms. Osborn stated she would let the electrician know.

Comm. Bolan stated he saw two people in Deal with metal detectors. Obviously, the State is not policing anything. He stated the Borough should just move forward.

## **PUBLIC HEARING**

Comm. Bolan addressed Rose Meyer, who was present at the meeting and told her the Mayor mentioned that he had heard from her concerning the Borough's police officers. He stated they need to have a meeting to clear things up.

Ms. Meyer stated she really doesn't want to sit down with the Police Department. She has no interest. She wants to see if she can continue to create a happy, fun event without getting tripped up by overzealous, rude and overstepping police officers. When she had her event two weeks ago, a certain officer starting writing tickets. When her husband asked if he could run into the shop and make an announcement, he was told he better back down or he would be run in.

Comm. Bolan stated she is the only person they ever hear from who says anything negative about the Police Department. He hears nothing but praise from everyone else.

Ms. Meyers stated there is one rogue officer. No one wants to hear it.

Comm. Bolan replied that he wants to hear it. They need to get past the one incident that was 10 months ago and clear the air.

Ms. Meyer stated she didn't want to talk about it any further in this forum. Comm. Bolan stated this is a public body. This is the only forum.

Mayor McLaughlin stated they want to correct what is going on. They want to make it better.

Comm. Bolan stated the Mayor is willing to meet with Cpt. Schneider and Ms. Meyer. Mayor McLaughlin stated he would make himself available on March 3<sup>rd</sup>.

Ms. Meyer asked why she gets the brush off. She stated that 7 PM on the third was fine.

There was a short discussion on repairs of the Beach Club pumps.

There being no further business, the meeting adjourned to caucus. After reconvening, Comm. Bolan moved, seconded by Comm. McLoughlin that the meeting adjourn at 8:30 PM. Motion carried.

Lori L. Osborn, RMC  
Clerk-Administrator