

**MINUTES**  
**September 27, 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. Commissioner McLoughlin was not able to attend. Also in attendance was the Borough Administrator/Acting Clerk and Borough Attorney.

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.

**COMMUNICATONS**

Ordinance from the Township of Ocean amending and supplementing Chapter 21 of the Comprehensive Land Development Ordinance.

Resolution from the Township of Howell Township Council urging Revenue Sharing between NJ Casinos, Monmouth Park and the NJ Horse Racing Industry.

Resolution from the Borough of Oceanport opposing the November 8, 2016 Ballot initiative in supporting Monmouth Park as a gambling venue and/or revenue sharing between NJ casinos, Monmouth Park and the NJ Horse Racing Industry.

Resolution form the Loch Arbor Planning board on Historic Preservation.

**PRESENTATIONS**

Todd Hirt from State of NJ Department of Transportation, gave a presentation on the railroad crossings upgrades for Corlies and Spier Avenue and the possible closure of the railroad crossing at Allen Avenue.

The Department of Transportation did a field study to look at the possible closing of Allen Avenue and observed who was using the crossing. They performed this on June 3, 2016. Their observation was 445 vehicles, 35 bicycles, 26 pedestrians and 8 buses which only one stopped on Lake Avenue. They feel the study revealed that there is not enough traffic to justify upgrading and maintaining the crossing. They are spending over \$900,000 for each crossing at Corlies and Spier and don't feel Allen Avenue is a viable candidate for an upgrade. Mr. Hirt stated that unless there were extenuating circumstances they would be recommending to close the Allen Avenue crossing.

Mayor McLaughlin stated that Allenhurst is a seasonal town and doing the count in June does not justify the true count as most summer residents do not come until July. Mr. Hirt said they did it in June for the school bus traffic. Comm. Bolan stated that Allenhurst does not have school buses as there is no school in the Borough. Mayor McLaughlin stated that Allenhurst provides fire and first aid to two other towns and they use that crossing frequently. Also, Main Street in that particular area is extremely congested in the summer with the municipal parking lot being right next to the tracks and crossing.

Captain Schneider also gave his comments and stated that the closing will create a traffic backup when a train comes as many use Lake and Allen Avenue as a cut through. If that crossing is closed many will use Railroad Plaza as a cut through which will be dangerous as it is really only a parking lot and also right in front of the park. With the closing, it will send a lot more cars that way which Captain Schneider said is a serious concern with the number of pedestrians in that area. He also stated that the parking lot paving is already deteriorating and more vehicles going through will only make it worse. Captain Schneider agreed with Mayor McLaughlin that a traffic study should be done in the summer as opposed to June.

Chief Reng from the Allenhurst Fire Department stated that the Fire company uses Allen Avenue for water from the Lake. If they closed the Allen Avenue crossing, the Fire Department would not be able to get their trucks down behind Lake Avenue and might not be able to service residents there.

Comm. Bolan stated that there seems to be a lot of items that the DOT did not consider. Mr. Hirt said that they would not be doing the closing until the improvements have been done to the Corlies and Spier crossing which will not be until at least next spring/summer of 2017. He will have the DOT conduct another study in the summer to determine if the findings are different. The DOT will also send out letters to the residents on Lake Avenue so they can voice their concerns.

Dave Laughlin, the Borough Attorney also stated that there would need to be a hearing before they would be able to close the crossing. Comm. Bolan told Mr. Hirt we will be gathering information from the Police, Fire, Commissioners and residents and present it in writing to the DOT.

Mr. Hirt also stated that they will set something up before Memorial Day to send another inspector out to conduct the study. He also stated that if the Allen Avenue crossing was to close that the Borough would receive \$15,000 for safety related purchases, crosswalks and stop signs. Mayor McLaughlin stated that the take away here is that the Borough does not want to close the crossing.

**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 September 13, 2016, be ratified and approved.

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

**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 September 13, 2016.

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

**RESOLUTION #3**  
**A RESOLUTION TO CONFIRM PURCHASES**

Offered By: Comm. Bolan

Seconded By: Mayor McLaughlin

**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:

Hapco Fence Contractors – repair to side gate	\$1,100.00
Interstate Battery of NJ – batteries for fire dept radios	\$1,197.06

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

**RESOLUTION #4**  
**A RESOLUTION TO APPROVE REFUND OF OVERPAYMENT OF DISCOVERY FEE**

Offered By: Comm. Bolan

Seconded By: Mayor McLaughlin

**WHEREAS**, Marilyn Kesson, Esq. was charged \$.69 for a discovery fee and wrote the check out for \$69.00; and

**WHEREAS**, Marilyn Kesson, Esq. is requesting a refund of \$68.31

**NOW, THEREFORE, BE IT RESOLVED**, That the overpayment of the \$68.31 of the discovery fee be refunded to Marilyn Kesson, Esq.

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

**RESOLUTION #5**  
**A RESOLUTION TO RESCIND DONATION OF FIRST AID VEHICLE**

Offered By: Comm. Bolan

Seconded By: Mayor McLaughlin

**WHEREAS**, The Allenhurst Fire Department purchased a 2003 Hummer 2 and donated same to the Borough of Allenhurst and;

**WHEREAS**, The Allenhurst Fire Department has requested the Borough of Allenhurst to rescind the donation of the 2003 Hummer 2 and transfer title to the new owner;

**NOW, THEREFORE**, be it resolved by the Board of Commissioners of the Borough of Allenhurst that the donation of the 2003 Hummer2 be rescinded and title transferred to the new owner.

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

**RESOLUTION #6**  
**A RESOLUTION TO APPOINT ACTING MAYOR**

Offered By: Mayor McLaughlin

Seconded By: Comm Bolan

**WHEREAS**, Mayor McLaughlin and Deputy Mayor McLoughlin will be out of town on October 8, 2016; and,

**WHEREAS**, Comm. Bolan has agreed to act as Mayor for that date;

**NOW, THEREFORE, BE IT RESOLVED**, That Commissioner Terrence Bolan be and he is hereby appointed Acting Mayor for October 8, 2016, together with all of the duties and responsibilities of that title.

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

**RESOLUTION #7**  
**A RESOLUTION TO APPROVE BILLS & PAYROLL (9/15/16 – 9/30/16)**

Offered By: Comm. Bolan

Seconded By: Mayor McLaughlin

**BE IT RESOLVED**, That bills and payrolls totaling \$ 181,224.44, be approved for payment; and,

**BE IT FURTHER RESOLVED**, That the September 27th, consolidated bill list be attached hereto and made a part thereof.

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

## **ITEMS FOR DISCUSSION**

The Borough Administrator/Acting Clerk, Donna Campagna, asked the Commissioners if a special events permit should be filled out along with the Social Affairs permit being requested for by the Chambers of Commerce as recommended by the Chief of Police. Since the affair will be held at a commercial site, The Antique Store, the Board of Commissioners felt it was not necessary to do so.

The Borough Administrator/Acting Clerk had received a letter from the current snack bar lessee Gavin DeCapua that he is not going to renew his lease. The Borough Attorney will prepare a RFP (Request for Proposal) for the Borough to go out for proposals for a new lessee. The Commissioners suggested setting a minimum bid.

The Borough Administrator/Acting Clerk presented a change in the dog ordinance to limit the number of dogs a resident can have as requested by the Chief of Police. The Borough Attorney will look into amending the ordinance.

The Borough Administrator/Acting Clerk asked the Commissioners about the cabana rules for the new cabana members and whether they could name a new co-principal now. The cabana rules state that you must be in the cabana for a minimum of 5 years to name a co-principal. These rules will remain in effect for new cabana members as well.

Ronnie Fernicola from Spellbinders would like to host a surf contest on the beach October 22nd or October 23rd. Comm. Bolan asked the Borough Administrator/Acting Clerk to give him a call to get more details.

The Borough Administrator/Acting Clerk announced that the Borough would be hosting a Make Your Own Scarecrow Day on Saturday, October 22<sup>nd</sup> at 10:30 am. The winners will be presented with a certificate on the Halloween Parade Day, October 29<sup>th</sup>.

The Borough Administrator/Acting Clerk stated that Verizon had contacted her again about installing the stealth pole. Dave Laughlin, the Borough Attorney will talk to Verizon's counsel again.

## **PUBLIC HEARING**

Tim Moriarty asked if access to the water tower would be an issue if the Allen Avenue Crossing closed and what was the status of taking it down. The Borough Attorney, Dave Laughlin stated that we are still waiting to hear back from Verizon on environmental issues.

There being no further business, Comm. Bolan moved, seconded by Mayor McLaughlin that the meeting be adjourned at 8:17pm. Motion carried.

Donna M. Campagna  
Administrator/Acting Borough Clerk