

AGENDA
April 11, 2017

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 Acting Borough Clerk/Administrator 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 Acting Borough Clerk.

COMMUNICATIONS

Resolution authorizing one-time payment to aid the Joint Municipal Group's opposition to the JCPL Company Monmouth County Reliability Project.

ORDINANCES FIRST READING

ORDINANCE #2017-10 An ordinance amending Streets and Sidewalks First Reading

Offered By:

Seconded By:

ORDINANCE #2017-10

**AN ORDINANCE AMENDING SUBSECTIONS 18-1.4(f) OF
CHAPTER XVIII OF THE BOROUGH CODE OF THE
BOROUGH OF ALLENHURST ENTITLED "STREETS AND
SIDEWALKS."**

Offered By: Mayor McLaughlin

Seconded By: Comm. Bolan

RESOLUTIONS

RESOLUTION #2017-94

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 March 28, 2017, be ratified and approved.

VOTE: Comm. Bolan AYE; Mayor McLaughlin AYE

RESOLUTION #2017-95

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 March 28, 2017.

VOTE: Comm. Bolan AYE; Mayor McLaughlin

RESOLUTION #2017-96

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:

Morgan Salt

\$ 2,346.28

VOTE: Comm. Bolan AYE; Mayor McLaughlin AYE

RESOLUTION #2017-97

A RESOLUTION TO APPROVE TEMPORARY EMERGENCY APPROPRIATIONS

Offered By: Comm. Bolan

Seconded By: Mayor McLaughlin

WHEREAS, An emergency has arisen with respect to operating expenses in various departments, and no adequate provision was made in the 2017 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 2017 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$53,604.00;

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:

| | |
|------------------------|-----------|
| Admin O&E | \$ 244.00 |
| Finance S&W | 2,794.00 |
| Tax Collector S&W | 144.00 |
| Tax Assessor S&W | 23.00 |
| Planning Board S&W | 180.00 |
| Fire Safety S&W | 63.00 |
| Group Health Insurance | 33,086.00 |
| Interlaken S&W | 3,211.00 |
| Board of Ed S&W | 1,390.00 |
| Board of Health OE | 3,313.00 |
| Municipal Court S&W | 2,464.00 |

Sewer Budget

| | |
|-----------|----------|
| Sewer S&W | 2,333.00 |
|-----------|----------|

2. That said emergency temporary appropriations will be provided for in the 2017 budget under the above-mentioned titles.

3. That one certified copy of this resolution be filed with the Director of Local Finance.

VOTE: Comm. Bolan AYE; Mayor McLaughlin AYE

RESOLUTION #2017-98

A RESOLUTION TO APPROVE MEMBER IN ALLENHURST FIRE DEPARTMENT

Offered By: Mayor McLaughlin

Seconded By: Comm. Bolan

WHEREAS, The Membership Committee of Allenhurst Fire Co. #1 has received an application for membership from Sean P. Meyers; and,

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

NOW, THEREFORE, BE IT RESOLVED, That Sean P. Meyers 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. Bolan AYE; Mayor McLaughlin

RESOLUTION #2017-99
A RESOLUTION TO HIRE SEASONAL EMPLOYEES

Offered By: Comm. Bolan

Seconded By: Mayor McLaughlin

BE IT RESOLVED, That the following be hired for the 2017 summer season:

Beach Manager

Wynn Phillips \$19,500/season

Cabana

Cameron McIver \$9.00/hr

Tommy Portway \$9.00/hr

Austin Taylor \$9.00/hr

Gavin McDonnell \$9.00/hr

Ricky Wade \$9.00/hr

Aron Weiner \$9.00/hr

Ryan Esler \$9.00/hr

Tommy Seldon \$9.00/hr

Security

Tommy Glynn \$9.00/hr.

Sean Harrington \$9.00/hr

Poolside

Ryan Dunlop \$10.00/hr.

Alternate Poolside

Ryan Swearer \$10.00/hr

Lifeguard

Cole Conti \$10.50/hr.

Cabana Coordinator

Christian McLaughlin \$8,430 per season

VOTE: Comm. Bolan AYE; Mayor McLaughlin AYE

RESOLUTION #2017-100
A RESOLUTION TO CONFIRM HIRE OF SEASONAL CLASS 1 OFFICERS

Offered By: Comm. Bolan

Seconded By: Mayor McLaughlin

BE IT RESOLVED, That the following be confirmed as a Seasonal Class I officers for the 2017 summer season:

Mark Williams \$10.00/hr.

Anthony Domanoski \$10.00/hr.

Connor Byrne \$10.00/hr.

Dylan McLearen \$10.00/hr.

Joseph Ferrigine \$10.00/hr.

VOTE: Comm. Bolan AYE; Mayor McLaughlin AYE

RESOLUTION #2017-101
A RESOLUTION TO AWARD CONTRACT FOR PAINTING AT ABC

Offered By: Comm. Bolan

Seconded By: Mayor McLaughlin

WHEREAS, Marc Heitmueller, Facilities Supervisor has secured the following quotes for painting at the Allenhurst Beach Club; and,

M. Luz & Associates, t/a Atlantic Painting Co. - \$ 11,800

Certa Pro Painters - 41,143

Five Star Painting - 50,491

WHEREAS, Funds for this purpose shall be provided for the first three months of 2017 in the 2017 Temporary Budget and funds for the balance of 2017 will be provided for in the budget for the year 2017 when finally adopted;

THEREFORE, BE IT RESOLVED, That a contract be awarded to M. Luz & Associates, t/a Atlantic Painting Co., in the amount of \$11,800.00, the lowest of the three quotes received.

VOTE: Comm. Bolan AYE; Mayor McLaughlin AYE

**RESOLUTION #2017-102
RESOLUTION AWARDING LEASE FOR
ALLENHURST BEACH CLUB POOLSIDE SNACK BAR**

Offered By: Comm. Bolan

Seconded By: Mayor McLaughlin

WHEREAS, the Borough of Allenhurst owns the Allenhurst Beach Club and is seeking qualified persons to Lease and operate the Poolside Snackbar at that facility; and

WHEREAS, pursuant to Resolution No. 2017-102, the Borough authorized the use of competitive contracting for selecting a Tenant for the facility; and

WHEREAS, the Borough advertised a Request for Proposals (“RFP”), which included the methodology to be used by the Borough to select the most advantageous proposal, and on February 28, 2017, the Borough received only one (1) sealed Proposal from any Prospective Tenants; and

WHEREAS, on March 14, 2017, at the Governing Body’s Regular Open Public meeting, the Board of Commissioners evaluated said Proposal in accordance with the methodology described in the RFP; and

WHEREAS, the Borough prepared a report evaluating the Proposal submitted by the Prospective Tenant, ranked the Proposal and which set forth the reasons why the Proposal was so ranked; and

WHEREAS, the report has been made available to the public for at least 48 hours prior to the adoption of this Resolution awarding the Lease; and

WHEREAS, the report recommended that the Lease be awarded to 889 Snacks, LLC and its owner, Paul K. Hallman, as his proposal was the only one received and thus was the only option available for the Borough to secure a Tenant for this season.

NOW THEREFORE, BE IT RESOLVED by the Borough of Allenhurst that 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 the Allenhurst Beach Club Poolside Snack Bar Lease be and is hereby awarded to 889 Snacks, LLC for a three (3) year term as set forth in the Lease contained in the RFP; and

BE IT FURTHER RESOLVED that the award of the Lease be conditioned upon 889 Snacks, LLC complying with the specifications of the RFP and signing the appropriate documents and Lease Agreement in forms satisfactory to the Borough and its attorney; and

BE IT FURTHER RESOLVED by the Borough that its representative be and is hereby authorized to execute all necessary documents in connection herewith.

VOTE: Comm. Bolan AYE; Mayor McLaughlin AYE

**RESOLUTION #2017-103
A RESOLUTION TO AWARD CONTRACT FOR ADA IMPROVEMENT TO
RAILROAD PLAZA PARK**

Offered By: Comm. Bolan

Seconded By: Mayor McLaughlin

WHEREAS, The Clerk advertised for bids for the ADA improvement to Railroad Plaza Park ; and,

WHEREAS, The following 2 bids were received:

| | |
|----------------------------|--------------|
| All Surface Asphalt Paving | \$110,490.00 |
| Down to Earth Landscaping | 111,550.00 |

WHEREAS, The Borough Attorney and Borough Engineer have reviewed the bids for compliance and recommend the contract be awarded to All Surface Asphalt Paving, the lowest bidder; and

WHEREAS, Funds for this purpose are available in the appropriation entitled “2015-11 Beach Club and Park Improvements”, and the Chief Finance Officer has so certified;

NOW, THEREFORE, BE IT RESOLVED, That a contract be awarded to All Surface Asphalt Paving., the lowest of two bidders on their total bid of \$110,490.00, for construction of the ADA improvement to Railroad Plaza Park.

VOTE: Comm. Bolan AYE; Mayor McLaughlin AYE

RESOLUTION #2017-104
RESOLUTION SUPPORTING THE 2017 *UDRIVE. UTEXT. UPAY* DISTRACTED DRIVER CRACKDOWN – APRIL 1 – 21, 2017

Offered By: Mayor McLaughlin

Seconded By: Comm. Bolan

WHEREAS, distracted driving is a serious, life-threatening practice that is preventable; and

WHEREAS, distracted driving can result in injuries and deaths to all road users (motorists, pedestrians and bicyclists); and

WHEREAS, distracted driving occurs when drivers divert their attention away from the task of driving to focus on another activity instead; and

WHEREAS, in 2014 alone distracted driving-related crashes resulted in 3,179 deaths and 431,000 injuries on our nation's roads; and

WHEREAS, in New Jersey distracted driving was listed as a contributing circumstance in more than 800,000 crashes between 2010-2014; and

WHEREAS, the State of New Jersey will participate in the nationwide *Distracted Driving 2017 Crackdown* from April 1-21, 2017 in an effort to raise awareness and decrease driver distraction through a combination of enforcement and education; and

WHEREAS, the national slogan for the campaign is *UDrive. UText. UPay*; and

WHEREAS, a reduction in distracted driving in New Jersey will save lives on our roadways;

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Allenhurst declares its support for the Distracted Driving 2017 Crackdown both locally and nationally from April 1-21, 2017 and pledges to increase awareness of the dangers of distracted driving.

VOTE: Comm. Bolan AYE; Mayor McLaughlin AYE

RESOLUTION #2017-105
A RESOLUTION TO ACCEPT SAFETY AND COMPLIANCE PROGRAM

Offered By: Comm. Bolan

Seconded By: Mayor McLaughlin

WHEREAS, The Borough of Allenhurst is a member of the Monmouth County Municipal Joint Insurance Fund (MONMOUTH JIF); and,

WHEREAS, It is the policy of the MONMOUTH JIF to achieve the best and most practical degree of freedom from accidents and/or injuries; and,

WHEREAS, The MONMOUTH JIF endeavors to ensure that all of their members' employees, volunteers and public are provided with a safe and healthy environment free from any recognized hazards; and,

WHEREAS, The MONMOUTH JIF's Safety Committee is made up of volunteers representing many of the Fund's municipalities, along with the professionals employed by the Fund; and,

WHEREAS, Over the past year, the MONMOUTH JIF's Safety Committee has worked hard to develop a new Safety and Compliance Program like none other in the State that will better represent the members of the Fund's needs; and,

WHEREAS, The new Program will assist all the MONMOUTH JIF's members in becoming or maintaining compliance with all Public Employees Occupational Safety and Health (PEOSH) Requirements; and,

WHEREAS, The MONMOUTH JIF has adopted the new 2017 SAFETY AND COMPLIANCE PROGRAM which should succeed in providing a safe, healthful and pleasant environment; and,

WHEREAS, The Clerk-Administrator of the Borough of Allenhurst has reviewed the SAFETY AND COMPLIANCE PROGRAM and has recommended its adoption by the Governing Body;

NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the Borough of Allenhurst, County of Monmouth, State of New Jersey, that the Monmouth County

Municipal Joint Insurance Fund SAFETY AND COMPLIANCE PROGRAM be adopted by the Borough of Allenhurst.

VOTE: Comm. Bolan AYE; Mayor McLaughlin AYE

RESOLUTION #2017-106
A RESOLUTION TO APPROVE BILLS & PAYROLL (04/01/17- 04/15/17)

Offered By: Comm. Bolan

Seconded By: Mayor McLaughlin

BE IT RESOLVED, That bills and payrolls totaling \$194,393.09 be approved for payment; and,

BE IT FURTHER RESOLVED, That April 15, 2017 consolidated bill list be attached hereto and made a part thereof.

VOTE: Comm. Bolan AYE; Mayor McLaughlin AYE

RESOLUTION #2017-107
A RESOLUTION TO APPROVE EXECUTIVE SESSION

Offered By: Comm. Bolan

Seconded By: Mayor McLaughlin

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 legal/contractual matters which are exempt from the public meeting under the Sunshine Law.

VOTE: Comm. Bolan AYE; Mayor McLaughlin AYE

The following items were discussed:

There will be ribbon cutting ceremony for the New Allen Avenue Park/Beach entrance on Friday, May 26th at 5pm. The Borough Administrator will invite the Freeholders, Press, residents, employees, business owners and beach club residents to attend. She will also ask the Beach club restaurant Mr. C's if they would like to offer a happy hour afterwards.

Beach Club Issues

- Betty Anny McCarthy (Resident- Member) is requesting Lindsay Horowitz (Resident Member) to take over A-13. Lindsay will give up A-17. Commissioners Approved

- Alan and Rosemary Traettino (Non-Resident Member) (Locker I-7) are requesting that the Kleeman members (Non-Resident) in their locker be place "on-hold" for the 2017 season due to a surgery and recovery period that will take up most of July and August. They want to ensure that the Kleemans will be able to rejoin next season. Commissioners approved pending Doctor Notice.

- Meridith Pennotti (Non-Resident Member) requesting that her nephew, Jordan Cortlett (Non-Resident – was a member up until 2013) and his wife, Natalie be permitted to join the beach club and be added to the locker. The Pennotti's wished to mention that they have been members of the club for nearly 40 years. If this request is approved the Pennotti's would have 13 people in their locker. Commissioners denied this request.

- Christine Applegate (Non-Resident Member) is requesting that the Alto family (Non-Resident and not currently members) be allowed to join the beach club and be added to their locker. They state that their current locker mate is not returning. Given they have a child starting college and another on deck, they are citing that it would make it financially feasible for them to continue membership if the Altos were in their locker. The Altos are "like family" and trust them with their children. Commissioners denied this request.

- Sarina Franco (Resident Member – 317 Spier) would like her Nephew Jackie Ovidia and his family be allowed to join. Jackie advised that the Ovidia family will be living with her in Allenhurst for the summer. The Ovidia family were members last year because they rented their own home in Allenhurst. They are now renting in West Allenhurst. Commissioner advised they need further clarification. Requested this be put on agenda for next meeting and Mrs. Franco and

Ovadio family should attend.

-Loreta Cafolla (Non-Resident Member) would like to add Annette Borgia to her locker. Annette is the cousin of Lillian Fischer – who is currently in Loreta’s locker. Commissioners denied this request.

- Lisa Boice requesting Maria Francisco rejoin. She was kicked out of her locker last year and she did not join. Commissioners approved this request.

- Robert and Greg Fernicola and Lorraine Sheehan Fernicola have asked to put the cabana in the name of the family LLC. Commissioner Bolan stated that principals cannot be an LLC. They must be attached to a real person. Greg Fernicola will no longer be the principal. Lorraine Fernicola Sheehan and Robert Fenicola will now be co-principals. There will be no passing down to other principals after that. Upon both of their deaths, or when they cease to be members, they will no longer have a cabana. Robert Fernicola will now come off the non-resident cabana waiting list and will pay non-resident rates. Lorraine Sheehan Fernicola will receive resident rates as long as she is resident. If she rents her house she will pay non-resident rates.

- Fern Aaron requested to join new members to her locker that are not currently members. The Commissioners denied this request.

Guest Credits were discussed and how long a member can keep ten before they expire. Guest credits will be good for 2 seasons.

Marc Heitmueller, Beach Club Facilities Manager, discussed various Beach Club projects. The new pump has been installed and the slide fixed. The small pump cannot be fixed because it is not cost effective. All cabanas have been moved to the beach.

Mayor McLaughlin brought up the deal parking situation. Deal is trying to make everyone have a permit to park. This could cause more people to try to use the Deal Beaches by Allenhurst without paying and using our public restroom facility. Mayor McLaughlin will write the Mayor of Deal regarding the situation.

PUBLIC COMMENTS

Tim Moriarity asked if it was true that you cannot buy individual passes. Mayor McLaughlin responded, yes.

The Mayor also asked if a member could use guest credits next year if they were not a member. The Borough Administrator/Acting Clerk responded, no. The Borough’s IT person is ensuring g that those credits are deleted from the system. The question was also asked if the guest passes were attached to the locker or the person. Commissioner Bolan stated they are attached to the person.

There being no further comments, public hearing was closed.

There being no further business or comments, Commissioner McLoughlin moved, seconded by Comm. Bolan that the meeting move to executive session at 8:20 PM. Motion carried.

After reconvening, Commissioner McLoughlin moved, seconded by Comm. Bolan that the meeting be adjourned at 9:20. Motion carried.

Donna M. Campagna
Acting Borough Clerk/Administrator