

MINUTES
June 13, 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 McLoughlin 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.

PROCLAMATIONS

PROCLAMATION
RECOGNIZING THE LAW ENFORCEMENT CAREER AND CONTRIBUTIONS OF
THE RETIRING
BOROUGH OF ALLENHURST CHIEF OF POLICE
Robert C. Richter

WHEREAS, Robert C. Richter, retiring Chief of Police of the Borough of Allenhurst, has served the Borough for over 34 years and is well respected by fellow law enforcement officers, civilian employees and volunteers; and

WHEREAS, Robert C. Richter began his career in the Borough of Allenhurst on December 12, 1982 as a fulltime Patrolman; and

WHEREAS, Robert C. Richter was subsequently promoted to the rank of Police Sergeant on January 1, 1990; and

WHEREAS, Robert C. Richter was subsequently promoted to the rank of Police Captain on August 27, 1997; and

WHEREAS, Robert C. Richter was ultimately promoted to the position of Chief of Police of the Borough of Allenhurst on January 1, 1998 and has served honorably in that position for over 19 years.

NOW, THEREFORE, BE IT RESOLVED, that I, Mayor David McLaughlin, on behalf of the Board of Commissioners of the Borough of Allenhurst, both past and present, hereby recognize the retiring Chief Robert C. Richter for his legacy of service in law enforcement to the Borough of Allenhurst and surrounding communities, expressing their deepest appreciation for his dedication and commitment to the citizens of the Borough of Allenhurst and its Police Department, and to extend Robert and his family our best wishes for many years of happiness in the future.

COMMUNICATIONS

None

ORDINANCE #2017-11 - Final Reading

Offered By: Comm. Mc. Loughlin

Seconded By: Mayor McLaughline

ORDINANCE 2017-11
AN ORDINANCE REVISING THE PARKING
ORDINANCES OF THE BOROUGH OF ALLENHURST

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

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

RESOLUTIONS

RESOLUTION #2017-142
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 May 23, 2017, be ratified and approved.

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

RESOLUTION #2017-143
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 May 23, 2017.

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

RESOLUTION #2017-144
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 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:

Roy Childers – New Computer Equipment at Beach Club	\$1,630.00
Mazza and Sons – Bulk Waste	\$1,022.42
Off Duty Side Jobs – May Pool Cleaning	\$2,602.96
Pilot Electric – New Sewer Pump	\$3,384.00
R. Sullivan Electric – Street Light Repair and Work at Beach Club	\$1,105.00
Realty Appraisal Company – Tax Appeals	\$1,600.00
Resort Contract Furnishings Inc. – Umbrellas for Beach	\$2,761.00
Sunset Market – Plants and flowers for new hanging flowers	\$3,648.93
Pots, Beach and New Allen Avenue Entrance	

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

RESOLUTION #2017-145
A RESOLUTION TO RE-ADOPT CABANA LISTS

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, The Board of Commissioners have previously adopted cabana rules at the Allenhurst Beach Club; and,

WHEREAS, In conjunction with those rules, the Board has approved and adopted a waiting list for cabanas so that a record has been made; and,

WHEREAS, Any changes to this list will be made by resolution of the Board of Commissioners;

NOW, THEREFORE, BE IT RESOLVED, That the following list has been amended and is hereby approved by the Allenhurst Board of Commissioners as the official waiting list for cabanas as of June 13, 2017:

RESIDENT LIST

1	FALACK, JACK	719	F-07	20 CEDAR	3/16/00
2	CHERA, RICHARD	689	F-33	1 SPIER	7/06/07
3	MARCH, JOAN	62	Z-21	5 CEDAR	7/18/07
4	MAURO, ANTHONY	193	G-03	314 CORLIES	7/8/09
5	SILVERMAN, MICHAEL	646	C-17	108 CEDAR	7/13/09
6	GRIFFIN, JANEL	40	H-07	8 CEDAR	7/28/09

7	SWEARER/FORBES, PAT	276	J-23	214 ALLEN	8/21/09
8	CAUFIELD, KATHY & JIM	73	L-12	2 SPIER	8/26/09
9	DWECK, JOSEPH & RACHEL	683	D-38	117 ALLEN	8/18/10
10	PETTI, MARIE & MICHELLE	626	E-06	310 CORLIES	2/1/11
11	MYER, ROSE	164	K-2	413 ALLEN	3/15/11
12	KAMAJI, ALAIN & PASCALE	784	G-08	228 SPIER	6/1/11
13	BEEGLE, JEAN & DR. WILLIAM	143	B-04	212 CEDAR	6/15/12
14	SENET, NANCY	215	A-14	218 ELBERON	2/4/13
15	ENGLERT, PATRICIA	593	F-02	109 CORLIES	2/14/13
16	STERNBERG, DENNIS & RANDI	335	D-24	1 CEDAR	2/20/13
17	GLYNN, TOM & DINA	26	Z-29	312 ELBERON	2/20/13
18	COHEN, JOE	767	E-36	4 CEDAR AVENUE	2/28/13
19	CABASSO, LAVERNE AND ALAN	82	G-15	19 CORLIES	3/4/13
20	BARNATHAN, JOSEPH	1024	G-20	55 NORWOOD	4/23/13
21	TURTEL, PENNY & LARRY	1008	M-19	225 ALLEN	7/10/13
22	BLANCO, EDWARD & BETH SUE	1004	D-29	310 SPIER	7/18/13
23	BRAITLING, SHAUN & REBECCA	693	C-32	308 HUME	9/3/13
24	AZIZO, BARBARA	474	G-27	9 CEDAR	10/9/13
25	LEVY, MORRIS & STEPHANIE	807	G-07	42 NORWOOD	10/10/13
26	RYAN, PATRICIA & STEPHEN	118	B-03	118 CORLIES	3/24/14
27	KOAR, VIRGINIA & ROBERT	145	K-16	15 ALLEN	6/16/14
28	MICHALS, STEHPANIE	600	C-15	311 CORLIES	6/16/14
29	SABBAGH, ROBIN	747	F-34	101 CORLIES	6/24/14
30	KAMIN, JACK	747	F-34	306 ALLEN	7/7/14
31	CATTAN, JOE	647	E-35	29 SPIER	7/7/14
32	DWECK, ELI	800	F-03	303 ALLEN	7/16/15
33	GABBAY, JOSEPH	797	F-24	25 CEDAR	8/15/14
34	PELUSO, SAM	11	L-07	313 CEDAR	9/15/14
35	AYERS, VICTOR & URSULA	793	M-12	238 ELBERON	11/17/14
36	ADES, MAURICE	1018	E-29	10 ALLEN	12/19/14
37	GIALANELLA, DR. & MRS.	181	K-19	215 SPIER AVE	3/31/15
38	TAWIL, VICTOR & MRS.	611	F-09	107 CEDAR	4/1/15
39	MISHAN, BARBARA	749	G-09	206 SPIER	4/20/15
40	LEVY, DANIELLA	1037	G-25	5 SPIER	5/4/15
41	SHALAM, MAURICE	441	P-C	205 PAGE	5/12/15
42	BETESH, STEVEN	577	E-31	4 SPIER AVE	7/28/15
43	MIZRAHI, RONALD	658	L-22	303 CORLIES	8/17/15
44	CHERA, CAROL & ISSAC	362	G-21	203 ALLEN	8/25/15
45	ANTEBY, HYMIE & REINA	766	E-21	303 NORWOOD	3/1/16
46	AZIZO, BARBARA	474	G-27	9 CEDAR	3/30/16
47	HABERT, LEAH	665	F-32	302 ALLEN	6/16/16
48	FELDMAN, GARY	1074	H-14	108 NORWOOD	6/24/16
49	BEYDA, ROCHELLE	651	H-15	209 NORWOOD	7/11/16
50	MCMAMARA, JOHN	283	G-14	503 PAGE	2/1/17
51	RACANIELLO, GERALDING	228	B-15	111 ALLEN AVEN	4/11/17
52	TOMAINO, KATHY & JOHN	1078	L-07	212 SPIER AVE	5/5/17

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

RESOLUTION #2017-146

A RESOLUTION TO ADOPT CABANA LICENSING RULES FOR THE ALLENHURST BEACH CLUB

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, The Board of Commissioners have previously adopted Cabana Licensing Rules at the Allenhurst Beach Club; and,

WHEREAS, Any changes to these rules will be made by resolution of the Board of Commissioners;

NOW, THEREFORE, BE IT RESOLVED, That the following Cabana Licensing Rules have been amended and is hereby approved by the Allenhurst Board of Commissioners as of June 13, 2017:

**ABC LICENSING RULES
ADOPTED BY THE BOARD OF COMMISSIONERS OF THE
BOROUGH OF ALLENHURST**

1. The resident cabana list is reserved for taxpaying residents of the Borough of Allenhurst. Non-taxpaying residents will be removed from this list. For example children who currently reside with their parents and do not maintain a separate residence in Allenhurst will be removed from the resident cabana list.
2. Until the resident cabana list has been exhausted all open cabanas will be made available to residents on this list.
3. Cabanas will only be licensed to those who rent or own residences in the State of New Jersey. Proof of rental will be required. The rental period must be a minimum period of six weeks. Proof of a Certificate of Occupancy may be required.
4. A resident principal licensee may pass down their cabana to their child or next of kin if that next of kin owns a residence in Allenhurst or in the event that the next of kin maintains the ownership of the deceased principal's residence.
5. If a resident cabana licensee would like to add a tax paying resident child as a co-principal to their cabana and that child is on the waiting list, that child will surrender that spot on the list.
6. Married couples will be considered jointly as principals. In the event of a divorce, the spouse who maintains a residence in Allenhurst will be entitled to the cabana license. If both spouses move out of town, either or both spouses may appeal to the Board of Commissioners for a determination regarding said license.
7. Should an out of town resident pass away without a co-principal, that cabana license will terminate.
8. If a cabana licensee no longer resides in the state of New Jersey, the cabana license will terminate.
9. Only one cabana will be licensed to a residential address in Allenhurst. Multiple family members residing in one residence may only license one cabana.
10. In the event that a resident passes away and a trust is involved, members of the trust may appeal to the Board of Commissioners for a determination regarding said cabana license. As a general proposition, no business or corporate entity may license a cabana.
11. There shall be no sublicensing of cabana licenses. Any cabana licensee who is believed to be sublicensing their cabana will be provided notice by regular mail to appear before the Board of Commissions to address the issue at the risk of losing their cabana license. As a general proposition, no business or corporate entity may license a cabana.
12. A resident member of the ABC may be added as co-principal provided that the member has had a membership attached to that cabana for at least five consecutive years and is the principal's next of kin as defined by the NJ laws of intestate succession. This is a

one-time opportunity such that the “added co-principal”, except with respect to proviso’s listed above whereby the person either is a taxpaying resident or maintains possession of the residence of the deceased.

13. An adult resident member may be added as a co-principal to a cabana, provided that member has had a membership attached to that cabana for the last five years and that member has been on the resident cabana list for at least 10 years. If this resident becomes a co-principal, he/she gives up their spot on the cabana list.
14. An adult non-resident member of the ABC may be added as co-principal, provided that the member has had a membership attached to that cabana for at least five consecutive years and is the principal’s next of kin as defined by the NJ laws of intestate succession. This is a one-time opportunity such that the added next-of-kin co-principal may not then add another co-principal. This rule will become effective with the 2016 Beach Club season.
15. In a cabana with two co-principals, one or both of those co-principals can substitute an adult child as the co-principal within two years of the date adoption of these rules, provided that the adult child had a membership attached to that cabana for at least five consecutive years and is the principal’s next of kin as defined by the NJ laws of intestate succession.
16. Any change to the cabana waiting list or beach club rules is to be done administratively by the Beach Commissioner.
17. The Board of Commissioners reserves the right to award or revoke cabana licenses in cases not specifically covered by the above rules.

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

RESOLUTION #2017-147
A RESOLUTION TO CONFIRM RETIREMENT BENEFITS

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, Chief Robert Richter has filed for retirement from the P.F.R.S. effective with June 30, 2017; and,

WHEREAS, Pursuant to the Police and Fire Retirement System and the Borough’s Personnel Policy, employees who retire from the P.F.R.S. with the required number of years of service; are entitled to certain benefits; and,

WHEREAS, Chief Robert Richter meets the retirement system requirements;

NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners, the following retirement benefits be confirmed:

1. Paid up medical/surgical insurance, for the family, through the NJ State Health Benefits Program, effective July 1, 2017 until the death of the retiree.
2. Accumulated Sick Days

Days accumulated through June 30, 2017: 59.5

Benefit: 59.5 days @ \$463.87/day = \$27,600.27

To be paid:	\$9,200.09	January 15, 2018
	\$9,200.09	January 15, 2019
	\$9,200.09	January 15, 2020

3. Accumulated and earned vacation.

Vacation earned from January 1, 2017 through July 1, 2017: 12.5 days

12.5 x 2017 rate of pay at \$531.69 = \$6,646.13

Total due for earned vacation: \$6,646.13 to be paid on 7/15/2017

BE IT FURTHER RESOLVED, These benefits may be adjusted prior to the June 30, 2017 retirement date as required.

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

RESOLUTION #2017-148
A RESOLUTION TO CONFIRM RETIREMENT BENEFITS

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, Joy More has filed for retirement from the P.E.R.S. effective with June 30, 2017; and,

WHEREAS, Pursuant to the Public Employee's Retirement System and the Borough's Personnel Policy, employees who retire from the P.E.R.S. with the required number of years of service; are entitled to certain benefits; and,

WHEREAS, Joy More meets the retirement system requirements;

NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners, the following retirement benefits be confirmed:

3. Paid up medical/surgical insurance, for the retiree only, through the NJ State Health Benefits Program, effective July 1, 2017 until the death of the retiree.
4. Accumulated Sick Days

Days accumulated through June 30, 2017: 49

Benefit: 49 days @ \$254.99/day = \$12,494.51

To be paid:	\$4,164.84	January 15, 2018
	\$4,164.84	January 15, 2019
	\$4,164.83	January 15, 2020

3. Accumulated and earned vacation.

Vacation earned from January 1, 2017 through July 1, 2017: 12.5 days
12.5 x 2017 rate of pay at \$295.06 = \$3,688.25

Total due for earned vacation: \$3,688.25 to be paid on 7/15/2017

BE IT FURTHER RESOLVED, These benefits may be adjusted prior to the June 30, 2017 retirement date as required.

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

RESOLUTION #2017-149
PROVIDING SERVICE WEAPON TO RETIRED POLICE
CHIEF ROBERT C. RICHTER IN RECOGNITION OF HIS
DEDICATED SERVICE TO THE BOROUGH.

Offered By: Mayor McLaughlin

Seconded By: Comm. McLoughlin

WHEREAS, Police Chief Robert C. Richter ("Chief Richter"), after many years of exceptional service will be retiring from his position as Chief of Police for the Borough on or about June 30, 2017;

WHEREAS, the Borough of Allenhurst is authorized under N.J.A.C. 13:54-1.3(c)2 to turnover and gift the service weapon of a retired officer to said officer upon his retirement by way of appropriate legal process and subject to certain restrictions and conditions including state permits, and;

WHEREAS, the Borough, in appreciation for dedicated and honorable service provided to the Borough by Chief Richter during his tenure, wishes to turnover and gift to Chief Richter the service weapon he used during his service protecting and serving the Borough with distinction;

WHEREAS, this subject to execution of a written statement from Chief Richter that he has completed and received approval from the State of New Jersey for the Application for A Retired Law Enforcement Officer Permit to Carry A Handgun, and that is fully authorized by law to hold and possess the said weapon, a 40 Caliber Smith & Wesson, Serial Number HTC7500, and accept all liability and responsibility for same;

NOW THEREFORE BE IT RESOLVED, that the Borough Mayor and Council turnover and gift, by way of the appropriate legal weapons transfer procedures, to the Borough

Chief of Police Robert C. Richter the service weapon he used during his tour of service protecting and serving the Borough; and

BE IT FURTHER RESOLVED that the Borough is authorized to effectuate the transfer through the appropriate legal process; and

BE IT FURTHER RESOLVED, the Borough appreciates the dedicated and honorable service provided to the Borough by Chief of Police Robert C. Richter.

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

RESOLUTION #2017-150
A RESOLUTION TO APPROVE CHAPTER 159

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and,

WHEREAS, Said Director may also approve the insertion of an item of appropriation for equal amount;

Section 1

NOW, THEREFORE, BE IT RESOLVED, That the Board of Commissioners of the Borough of Allenhurst hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2017 in the sum of \$5,500.00, which item is now available as revenue from NJ DHTS – Distracted Driver Crackdown Grant pursuant to the provisions of Statute; and,

Section 2

BE IT FURTHER RESOLVED, That a like sum of \$5,500.00 be and the same is hereby appropriated under the caption of NJ DHTS-Distracted Driver Crackdown Grant.

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

RESOLUTION #2017-151
A RESOLUTION TO URGE REPRESENTATIVES FROM THE STATE OF NEW JERSEY TO SUPPORT THE LEGISLATIVE ACTION TO RE-AUTHORIZE AND EXTEND THE NATIONAL FLOOD INSURANCE PROGRAM (“NFIP”)

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, floods are the most common and most destructive natural disasters in the United States; and

WHEREAS, the National Flood Insurance Act authorizes a National Flood Insurance Program (“NFIP”); and

WHEREAS, the NFIP is a Federal program created by Congress to mitigate future flood losses nationwide and to provide access to affordable, federally backed flood insurance protection for property owners; and

WHEREAS, the NFIP is designed to provide an insurance alternative to disaster assistance to meet the escalating costs of repairing damage to buildings and their contents caused by floods; and

WHEREAS, New Jersey is fourth in the nation in the number of NFIP policies enforced and third in total value of claims paid; and

WHEREAS, five hundred and fifty-two communities in New Jersey participate as members of the NFIP which amounts to over 230,000 policies enforced throughout the State of New Jersey; and

WHEREAS, the NFIP maintains a significant role in providing financial protection against flood events to New Jersey residents; and

WHEREAS, the NFIP is set to expire on September 30, 2017; and

WHEREAS, the expiration of this program could cause catastrophic loss of insurance coverage against flooding which is the number one cause of loss of property throughout the United States; and

WHEREAS, in the event the program were to expire, the consequences in the form of disruption of coverage and the potential financial burdens to residents throughout the State of New

Jersey will be of great economic significance; and

WHEREAS, the purpose of this Resolution is to urge the Borough of Allenhurst's Federal Representatives to support the extension of the NFIP which promotes the public health, safety and general welfare and minimizes public and private losses due to flooding events in the State of New Jersey

NOW, THEREFORE, BE IT RESOLVED, that Borough of Allenhurst hereby urges its Federal Legislators and Representatives to take any and all necessary action to insure that the National Flood Insurance Program is extended beyond the September 30, 2017 expiration date.

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be forwarded to Borough of Allenhurst's Federal Legislators and Representatives.

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

**RESOLUTION #152
A RESOLUTION TO HIRE SEASONAL EMPLOYEES**

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

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

Cabana

Sean Reid	\$9.00 per hour
Chris Mueller	\$9.00 per hour
Connor McDonald	\$9.00 per hour

Security

Justin Silverberg	\$9.00 per hour
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Sanitation

Justin Silverberg	\$10.00 per hour
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VOTE: Comm. McLoughlin-AYE; Comm. Bolan-AYE; Mayor McLaughlin-AYE

**RESOLUTION #2017-153
A RESOLUTION TO APPROVE ENGINEER CERTIFICATE**

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, A contract was awarded to All Surface Asphalt Paving Inc for "ADA Improvements to Railroad Park"; and,

WHEREAS, The Borough Engineer has reviewed the project and recommended payment as provided for in the Engineer's Certificate #1, which is on file in the Clerk's office;

WHEREAS, Funds for this purpose shall be provided through a Monmouth County CDBG grant;

NOW, THEREFORE, BE IT RESOLVED, That payment to All Surface Asphalt Paving Inc. be authorized in the amount of \$73,299.79 for work done in accordance with the Engineer's Certificate #1.

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

**BOROUGH OF ALLENHURST
RESOLUTION #2017-154
RESOLUTION AUTHORIZING THE BOROUGH CODE
ENFORCER TO TAKE ACTIONS NECESSARY TO
NOTIFY HOMEOWNERS OF THEIR OBLIGATION TO
CUT AND REMOVE OBJECTIONABLE BRUSH, HEDGES,
AND OTHER PLANT LIFE.**

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, the Borough Council is aware of the fact that certain homeowners of

property located in the Borough of Allenhurst are in violation of the Borough code of the Borough of Allenhurst which requires that brush, hedges and other plant life growing within ten (10) feet of any roadway, and within twenty five (25) feet of the intersection of two roadways, be cut to a height of not more than four (4) feet;

WHEREAS, the Borough Council of the Borough of Allenhurst has determined that it is a safety and security hazard to the community if the bushes and hedges are not properly trimmed;

WHEREAS, the Borough Council has determined that it is in the best interests of the community to serve notices to cut and remove objectionable brush, hedges and other plant life upon the necessary homeowners; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Commissioners of the Borough of Allenhurst, County of Monmouth, State of New Jersey, as follows:

1. The statements contained in the foregoing preamble be and are hereby incorporated into this Resolution as if more fully set forth herein at length.
2. The Mayor and Commissioners hereby authorize notices to cut and remove objectionable brush, hedges and other plant life to be sent out to homeowners in the Borough.
3. The Mayor and Commissioners hereby direct the Code Enforcer to take such actions as necessary under the Borough code of the Borough of Allenhurst to notify such homeowners.

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

RESOLUTION #2017-155

AUTHORIZING MEMBER PARTICIPATION IN THE HOUSTON- GALVESTON AREA COUNCIL COOPERATIVE PURCHASING SYSTEM AND AWARDDING CONTRACT TO DEERE & COMPANY THROUGH THE HOUSTON - GALVESTON AREA COUNCIL ("H-GAC") FOR THE PURCHASE OF A TRACTOR (MODEL 101 PTO HP) FOR THE DEPARTMENT OF PUBLIC WORKS IN THE AMOUNT OF \$75,929.83

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, the Department of Public Work ("Department") recently discovered that its existing tractor, that it uses every day during the Allenhurst Beach Club Season, has suffered mechanical damages rendering it beyond repair; and

WHEREAS, a working tractor is a vital tool for the maintenance and safe operation of the Allenhurst Beach Club, which opens for the Season on May 26, 2017; and

WHEREAS, the Acting Borough Clerk/Administrator conducted a thorough search to find a swift solution to the Borough's emergent need for a replacement tractor and discovered that a tractor may be procured through a nationally-recognized and accepted cooperative purchasing contract.

WHEREAS, pursuant to N.J.S.A. 52:34-6.2b.(3) (as amended by P.L. 2011, c.139) and LFN 2012-10, a New Jersey municipality may purchase goods and services without public bidding under the Local Public Contracts Law through the use of a nationally-recognized and accepted cooperative purchasing contract that has been developed utilizing a competitive bidding or contracting process by another contracting unit within New Jersey or another state; and

WHEREAS, P.L. 2011, c. 139 allows the Borough to enter into agreement with state, regional, or single government agencies that award contracts for its own use and is authorized under its own laws to extend those contracts to other government agencies; and

WHEREAS, the Houston-Galveston Area Council, hereinafter referred to as "H-GAC" is a regional organization of governments operating under the laws of the State of Texas and political subdivision of the State of Texas; and

WHEREAS, H-GAC has offered voluntary participation in a Cooperative Purchasing System for the purchase of the goods and services; and

WHEREAS, after utilizing a competitive contracting process and soliciting bids for ground and turf equipment, HGAC entered into a cooperative purchasing contract with Deere & Company in effect until December 31, 2017; and

WHEREAS, it is the desire of the Borough of Allenhurst to join the H-GAC Cooperative Purchasing System to purchase goods and/or services, to make the procurement process more

efficient, to provide cost savings to the Borough of Allenhurst and to purchase a replacement tractor; and

WHEREAS, pursuant to N.J.S.A. 52:34-6.2b.(3) (as amended by P.L. 2011, c.139) and LFN 2012-10, prior to making purchases under nationally-recognized and accepted cooperative purchasing contracts, the Borough must determine that the use of the cooperative purchasing contract shall result in cost savings after all factors, including charges for service, material, and delivery, have been considered; and

WHEREAS, the Acting Borough Clerk/Administrator has determined that the Borough's use of the H-GAC cooperative purchasing contract to procure the sought-after tractor will result in cost savings for the Borough; and

WHEREAS, the Mayor & Commissioners have determined that it is in the best interests of the Borough to join the H-GAC Cooperative Purchasing System and to enter into a contract with H-GAC for the cooperative purchase of a replacement tractor; and

WHEREAS, consistent with the H-GAC cooperative purchasing contract and needs of the Borough, Deere has submitted a proposal to provide one (1) John Deere Cab Tractor (Model 101 PTO hp) and one (1) Standard Loader (Model H310) to the Borough, within 5 days of execution of purchase order for same for the sum of \$75,929.83; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available for this purchase.

NOW THEREFORE, BE IT RESOLVED by the Borough of Allenhurst as follows:

1. The statements contained in the foregoing preamble be and are hereby incorporated into this Resolution as if more fully set forth herein at length.
2. That the Mayor & Commissioners do hereby authorize the Borough of Allenhurst to participate in the H-GAC Cooperative Purchasing System and to enter into an Inter local agreement with H-GAC.
3. That the Borough shall be responsible to ensure that goods and/or services procured through the system comply with all applicable laws of the State of New Jersey, Local Public Contracts Law N.J.S.A. 40A:11-1 et seq. and all other provisions of the revised statutes of the State of New Jersey.
4. A contract for the purchase of one (1) John Deere Cab Tractor (Model 101 PTO hp) and one (1) Standard Loader (Model H310) for the sum of \$75,929.83 is hereby awarded to Deere & Company without public bidding as permitted by law.
5. The Mayor and Acting Clerk/Administrator be and are hereby authorized and directed to execute an "End User Agreement" with Deere & Company pursuant to the terms of its nationally-recognized and accepted cooperative purchasing agreement with the Houston-Galveston Area Council.
6. The form and terms of the End User Agreement shall be consistent with this resolution and is subject to the approval of the Municipal Attorney.
7. That the Mayor & Commissioners do hereby authorize payment to Deere & Company, pursuant to the purchase order.

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

RESOLUTION # 2017-156

A RESOLUTION TO APPROVE BILLS & PAYROLL (06/1/17- 06/15/17)

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

BE IT RESOLVED, That bills and payrolls totaling \$304,646.51 be approved for payment; and,

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

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

ITEMS TO DISCUSS

There was no new business to discuss.

PUBLIC HEARING

Bob Scalley asked if the speed bumps were going to be put back this year. Mayor McLaughlin stated that they would be put back on Corlies and Spier Avenues.

There being no further comments, the public hearing was closed.

There being no further business or comments, Commissioner McLoughlin moved, seconded by Comm. Bolan that the meeting be adjourned at 7:45 PM. Motion carried.

Donna M. Campagna
Acting Borough Clerk/Administrator