

MINUTES
August 22, 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.

COMMUNICATIONS:

Letter from Clean Ocean Action thanking the Borough for letting them set up a table at the Allenhurst Beach Club.

Letter from Frank Pallone Jr. discussing the Sustainable, Affordable, Fair and Efficient National Flood Insurance Program Reauthorization Act of 2017.

Letter and Pamphlet from the State of NJ DEP regarding Black Bears in NJ.

Letter from Unbroken Warriors about their upcoming Jersey Shore Walk in September.

ANNOUNCEMENTS:

None

ORDINANCES FIRST READING

ORDINANCE #2017-12 Land Use Procedures – First Reading

Offered By: Mayor McLaughlin

Seconded By: Comm. McLoughlin

ORDINANCE #2017-12

**AN ORDINANCE REVISING THE BOROUGH CODE
OF THE BOROUGH OF ALLENHURST, CHAPTER
XXV ENTITLED “LAND USE PROCEDURES” AND
CHAPTER XXVI ENTITLED “DEVELOPMENT
REGULATIONS” AND REVISING THE DESIGN
GUIDELINES FOR THE HISTORIC DISTRICT**

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

RESOLUTIONS:

RESOLUTION #2017-205

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 August 8, 2017, be ratified and approved.

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

RESOLUTION #2017-206

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 August 8, 2017.

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

RESOLUTION #2017-207
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:

Campbell Supply Co. Inc.-Various firehouse maintenance	\$9,877.02
Jesco Inc.- Repair to front loader	2,226.06
Party Perfect – Rides for labor day	1,340.00
Reporting Systems Inc. – Yearly Paging subscription	1,188.00

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

RESOLUTION #2017-208
RESOLUTION REAPPOINTING ACTING BOROUGH CLERK

Offered By: Comm. McLoughlin Seconded By: Comm. Bolan

WHEREAS, commencing on September 1, 2016, Donna M. Campagna was appointed to serve as Acting Borough Clerk, with the appointment continuing through September 1, 2017: and

WHEREAS, per **N.J.S.A 40A: 9-133**, with the approval of the Director of the Division of Local Government Services (DLGS), the Acting Clerk may be appointed for two additional one-year terms; and

WHEREAS, the Acting Clerk is taking courses to become a Registered Municipal Clerk; and

NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the Borough of Allenhurst that Donna M. Campagna is appointed Acting Borough Clerk of the Borough of Allenhurst, pending approval of the DGLS, for a period of one year, commencing September 1, 2017, or until Certification is received.

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

RESOLUTION #2017-209
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:

<u>Recreation</u>	
Stephanie Towns	\$300 per week for one week extension
Warren Towns	\$715 per week for one week extension
<u>Security</u>	
Rachel Wade	\$13.00 per hour
Ashley Dunlap	\$ 9.00 per hour
Shannon Ross	\$ 9.00 per hour
Katherine Sita	\$ 9.00 per hour
Alex Taylor	\$ 9.00 per hour
<u>Cabana Staff</u>	

Derek Bradshaw	\$ 9.00 per hour
Xiang Jiang	\$ 9.00 per hour

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

RESOLUTION #2017-210
A RESOLUTION TO CANCEL OUTSTANDING CHECKS

Offered By: Comm. McLoughlin Seconded By: Comm. Bolan

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

<u>Court Account</u>	<u>Amount</u>	<u>Date</u>
Bail Account #2421	\$ 9.00	09/06/2016
Bail Account #2437	\$22.00	12/08/2016

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

RESOLUTION #2017-211
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 #2, 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 \$32,080.30 for work done in accordance with the Engineer’s Certificate #2.

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

RESOLUTION #2017-212
A RESOLUTION TO APPROVE CHANGE ORDER #1 FOR ADA IMPROVEMENTS TO RAILROAD PARK

Offered By: Comm. McLoughlin Seconded By: Comm. Bolan

WHEREAS, A contract was awarded to All Surface Asphalt Paving Inc.; and,
WHEREAS, The scope of work was expanded to provide for the following:

1. Uniform Police Officers	\$(1,800.00)
2. HMA Milling 3” or less	(2,700.00)
3. Hot Mix Asphalt Surface Coarse	1,516.20
4. Traffic Line Stripping	24.50
5. Trash Receptacle	1,200.00
6. Handicap Accessible Picnic Table	1,400.00

WHEREAS, All Surface Asphalt Paving Inc., has submitted a request for a Change Order for the additional work in the net amount of (\$359.30) which request has been reviewed by the Borough Administrator and Engineer, and found to be acceptable;
NOW, THEREFORE, BE IT RESOLVED, That Change Order No. 1 in the amount of (\$359.30) be approved, thereby amending the contract total to \$110,130.70.

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

RESOLUTION #2017-213
A RESOLUTION TO APPROVE EXECUTIVE SESSION

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

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

RESOLUTION # 2017-214
A RESOLUTION TO APPROVE BILLS & PAYROLL (8/16/2017-8/31/2017)

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

BE IT RESOLVED, That bills and payrolls totaling \$295,035.03 be approved for payment; and,

BE IT FURTHER RESOLVED, That the August 31, 2017 consolidated bill list be attached hereto and made a part thereof.

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

ITEMS FOR DISCUSSION

There was a brief discussion on the installation of the floating dock at the lake at Railroad Plaza Park. Doug Caron, DPW Supervisor, explained how it should be installed. The DPW will install in the fall when they get time. The Administrator/Acting Clerk will discuss with the engineer how it should be installed. Also, she will discuss with the engineer about having the loose stone around the new equipment containerized.

The Borough had received a complaint about trainers working out with clients on the boardwalk. Currently there is no ordinance that covers this situation. The Commissioners stated that if it happens again to contact police to handle the situation. If it becomes a problem then they are to issue a summons.

Theresa Santoro, an Allenhurst Beach Club Member, requested that she be able to clear out her cabana on September 11th, the day after the official closing date of the club for 2017. The Commissioners denied this request citing that the beach club closing date of September 10 is final, no special extensions for access will be granted. All member must empty lockers and cabanas by the close of the day on September 10.

Dani Risi requested two additional weeks to sell merchandise at the beach club. Since there were no other requests, her request was approved.

There was a brief discussion on the potential closing of the railroad crossing at Lake Avenue. The DOT diagnostic team had performed an additional study on how many cars use the crossing. Their study was done in July, as requested by the Borough, because last time they conducted the study off-season. The DOT study findings were approximately only 50 more cars than last time and most cars used the crossing as a “cut through” to avoid the train. They will send a Diagnostic Team in September to discuss the official findings with the Acting Borough Clerk/Administrator and Engineer. After that, the Borough can request a public meeting to appeal their decision and present finding as to why they should not close the crossing, and also to allow the public to voice their concerns. The Borough will have the police, fire and EMS also attend to present the public safety reasons for leaving the crossing open. Mayor McLaughlin stated that the Borough has contacted Senator Beck for assistance in helping to reverse the DOT’s potential decisions. Mayor McLaughlin also stated that the Borough will send out a letter informing residents of what is going on since it appears there is misinformation around town.

Mayor McLaughlin discussed engaging Hyer & Gruel to review the redevelopment plan. Specifically to update the master plan and review the redevelopment plan and ensure that it

conforms with the master plan and all ordinances and set back requirements that have been passed since said time.

PUBLIC HEARING

Tim Moriarity stated that having the crossing close at Lake Avenue will affect the demolition of the water tower and construction of the monopole as the trucks might not have enough clearance to enter. Mayor McLaughlin stated that was a good point and will be noted in our findings to the DOT.

Mr. Moriarity also asked if the Borough would put a “do not enter” sign on Ocean Place in front the beach club. He noticed someone going the wrong way down the street. Commissioner Bolan stated that he did not think the signs would help as people who don’t follow signs will still not follow them even if a “do not enter” sign is installed. If it continues to be a problem the Borough will look into it.

Mark Horowitz asked if cars were allowed on the beach to empty cabanas, Mayor McLaughlin stated that there is an ordinance in place that will not allow it.

There being no further business or comments, Commissioner McLoughlin moved, seconded by Mayor McLaughlin 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 9:10 PM. Motion carried.

Donna M. Campagna
Acting Borough Clerk/Administrator