

BOROUGH OF ALLENHURST
AGENDA
December 12, 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. Commissioner McLoughlin was absent. 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:

None

ANNOUNCEMENTS:

The 12/26/2017 Meeting is cancelled.

ORDINANCES FINAL READING:

Offered By: Comm. Bolan

Seconded By: Mayor McLoughlin

ORDINANCE 2017-14

**AN ORDINANCE AMENDING CHAPTER IX, ENTITLED BUILDING
AND HOUSING, OF THE BOROUGH OF ALLENHURST TO ADD A NEW
ARTICLE ENTITLED PORTABLE STORAGE UNITS.**

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

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

RESOLUTIONS

RESOLUTION #2017-270

A RESOLUTION TO RATIFY AND APPROVE MINUTES

Offered By: Comm. Bolan

Seconded By: Mayor McLoughlin

BE IT RESOLVED, That the minutes of the regular meeting held November 28, 2017, be ratified and approved.

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

RESOLUTION #2017-271

A RESOLUTION TO DISPENSE WITH READING OF MINUTES

Offered By: Comm. Bolan

Seconded By: Mayor McLoughlin

BE IT RESOLVED, That the Clerk dispense with the reading of the minutes of the regular meeting held November 28, 2017.

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

RESOLUTION #2017-272

A RESOLUTION TO APPOINT BOROUGH CLERK

Offered By: Comm. Bolan

Seconded By: Mayor McLoughlin

WHEREAS, N.J.S.A 40a:9-133.1, designates that no person shall be appointed as a Municipal Clerk unless that person holds a Registered Municipal Clerk Certificate; and

WHEREAS, Acting Borough Clerk, Donna M. Campagna, has completed all statutory required courses, passing the State Examination on October 11, 2017 and has received her Certification as a Municipal Clerk.

BE IT RESOLVED, by the Mayor and Commissioners of the Borough of Allenhurst that it hereby appoints Donna M. Campagna as Municipal Clerk for the Borough of Allenhurst for a three year term commencing October 11, 2017, with said term expiring October 10, 2020.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to:

1. Donna M. Campagna, RMC
2. Director, Local Government Services
3. New Jersey Department of Community Affairs
4. Edward Simone, Temporary Borough CFO

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

RESOLUTION #2017-273
A RESOLUTION TO HIRE CLASS II OFFICER

Offered By: Comm. Bolan

Seconded By: Mayor McLoughlin

WHEREAS, There is a need for a Class II special police officers on an as-needed basis; and,

WHEREAS, Connor Byrne and Dylan McLearan have applied to the Monmouth County Police Academy to take the Basic Course for Class II Special Law Enforcement Officers; and,

WHEREAS, Trainees must be appointed as Class II Special Law Enforcement Officers prior to enrollment, and the Chief of Police has recommended the hiring of Connor Byrne and Dylan McLearan as a Class II Special Officers on an as-needed basis; and,

WHEREAS, Funds for this purpose shall be provided for the first three months of 2018 in the 2018 Temporary Budget and funds for the balance of 2018 will be provided for in the budget for the year 2018 when finally adopted;

NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the Borough of Allenhurst, that Connor Byrne and Dylan McLearan be hired as SLEO II, to be used on an as-needed basis at \$12.00/hr. This appointment shall be effective January 1, 2018.

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

RESOLUTION #2017-274
A RESOLUTION TO APPROVE FIRE AND FIRST AID APPOINTMENTS

Offered By: Comm. Bolan

Seconded By: Mayor McLoughlin

BE IT RESOLVED, That the following duly elected, named members of the Allenhurst Fire Company #1 and First Aid Squad be granted municipal approval for the positions indicated, for the year 2018:

FIRE DEPARTMENT

William Reng

Patrick Harvey Sr.

Kyle Ebbetts

Chief

Assistant Chief

Captain

FIRST AID SQUAD

Richard Heitmueller

Susan Borden

Captain

Lieutenant

BE IT FURTHER RESOLVED, That the following named members be appointed Fire Police Officers:

James Vaccaro
Joseph Montedoro

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

RESOLUTION #2017-275

RESOLUTION AUTHORIZING THE EXECUTION OF AN ESCROW AGREEMENT WITH POWER STATION AT ALLENHURST, LLC WITH RESPECT TO REDEVELOPMENT ACTIVITIES IN THE MAIN STREET REDEVELOPMENT AREA

Offered By: Comm. Bolan

Seconded By: Mayor McLoughlin

WHEREAS, on November 15, 2004, the Borough of Allenhurst (the “**Borough**”) designated certain properties within its borders as an area in need of redevelopment (the “**Redevelopment Area**”); and

WHEREAS, the Borough enacted the “Main Street Redevelopment Plan” dated November 2007 (the “**Redevelopment Plan**”) in order to effectuate redevelopment of the Redevelopment Area; and

WHEREAS, Power Station at Allenhurst, LLC (the “**Company**”) proposes to acquire and redevelop a portion of the Redevelopment Area; and

WHEREAS, the Company wishes to engage the Borough, in its capacity as redevelopment entity pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “**Redevelopment Law**”), in the negotiation of a redevelopment agreement and other related agreements with respect to the Redevelopment Area (the “**Redevelopment Activities**”); and

WHEREAS, the Borough wishes to enter into an escrow agreement with the Company in order to defray the cost of such Redevelopment Activities,

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of 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 Board of Commissioners has determined that it is in the best interests of the Borough to enter into an escrow agreement with Power Station at Allenhurst, LLC, subject to additions, deletions, modifications or revisions deemed necessary or desirable by the Borough in consultation with counsel; and

BE IT FURTHER RESOLVED, That the Mayor, Municipal Clerk, and other necessary Borough Officials are hereby authorized to execute the escrow agreement described herein, and to undertake all actions necessary to effectuate this Resolution; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately and a copy of this resolution shall be published in the Coaster as required by law within ten (10) days from the date hereof; and

BE IT FURTHER RESOLVED that the Clerk shall maintain a copy of this Resolution, and the escrow agreement with Power Station at Allenhurst, LLC, on file in her Office and make the same available for public inspection during regular business hours.

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

RESOLUTION #2017-276

RESOLUTION TO APPOINT HEYER, GRUEL & ASSOCIATES FOR RE-EXAMINATION OF THE MASTER PLAN FOR THE BOROUGH

Offered By: Comm. Bolan

Seconded By: Mayor McLoughlin

WHEREAS, in light of the importance of the Master Plan, N.J.S.A. 40:55D -89 requires its periodic re-examination every ten years;

WHEREAS, in light of the necessity to re-examine the Master Plan, the Borough of Allenhurst has a need to acquire the services of a planner to review and revise/update the Master Plan, as necessary, and the Board of Commissioners has elected to proceed pursuant to the provisions of N.J.S.A. 19:44A-20.5 respecting the award of professional contracts and the procedures set forth therein; and

WHEREAS, the Acting Borough Clerk / Administrator, Donna Campagna has determined and certified in writing that the value of the acquisition will likely exceed \$17,500; and,

WHEREAS, the anticipated term of this contract shall be for such time as is necessary to complete the re-examination of the Master Plan; and

WHEREAS, Heyer, Gruel & Associates has indicated that they will act as the Borough's Planners for the purpose of reviewing and revising/updating the Master Plan in accordance with the terms of a proposed Agreement, a copy of which is made a part hereof by reference, at the rates set forth therein; and

WHEREAS, Heyer, Gruel & Associates, has completed and submitted a Business Entity Disclosure Certification which certifies that Heyer, Gruel & Associates and the principals thereof, have not made any reportable contribution to a political or candidate committee for any presently sitting elected Commissioner of the Borough of Allenhurst in the previous one year, and that the contract will prohibit Heyer, Gruel & Associates and the principals thereof from making any reportable contributions through the term of the Agreement, and

WHEREAS, Funds for this purpose shall be provided for the first three months of 2018 in the 2018 Temporary Budget and funds for the balance of 2018 will be provided for in the budget for the year 2018 when finally adopted;

NOW THEREFORE, BE IT RESOLVED by the Commissioners of 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 Mayor and Clerk be and are hereby authorized to enter into the Agreement with Heyer, Gruel & Associates as described and incorporated herein by reference; and

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution; and

BE IT FURTHER RESOLVED that a copy of this resolution shall be published in the Coaster as required by law within ten (10) days from the date hereof; and

BE IT FURTHER RESOLVED that the Clerk shall maintain a copy of this Resolution, and the Agreement with the appointee, on file in her Office and make the same available for public inspection during regular business hours.

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

RESOLUTION #2017-277

RESOLUTION TO APPOINT HEYER, GRUEL & ASSOCIATES TO ACT AS REDEVELOPMENT PLANNERS FOR THE BOROUGH

Offered By: Comm. Bolan

Seconded By: Mayor McLoughlin

WHEREAS, in light of the sale of certain parcels in the Borough that have been designated as areas in need of redevelopment, the Borough of Allenhurst has a need to acquire the services of Redevelopment Planners, and the Board of Commissioners has elected to proceed pursuant to the provisions of N.J.S.A. 19:44A-20.5 respecting the award of professional contracts and the procedures set forth therein; and

WHEREAS, the Acting Borough Clerk / Administrator, Donna Campagna has determined and certified in writing that the value of the acquisition will likely exceed \$17,500; and,

WHEREAS, the anticipated term of this contract shall be for such time as is necessary to complete the redevelopment proceedings; and

WHEREAS, Heyer, Gruel & Associates has indicated that they will act as the Borough's Redevelopment Planners in accordance with the terms of a proposed Agreement, a copy of which is made a part hereof by reference, at the rates set forth therein; and

WHEREAS, Heyer, Gruel & Associates, has completed and submitted a Business Entity Disclosure Certification which certifies that Heyer, Gruel & Associates and the principals thereof, have not made any reportable contribution to a political or candidate committee for any presently sitting elected Commissioner of the Borough of Allenhurst in the previous one year, and that the contract will prohibit Heyer, Gruel & Associates and the principals thereof from making any reportable contributions through the term of the Agreement, and

WHEREAS, Funds for this purpose shall be provided for the first three months of 2018 in the 2018 Temporary Budget and funds for the balance of 2018 will be provided for in the budget for the year 2018 when finally adopted;

NOW THEREFORE, BE IT RESOLVED by the Commissioners of 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 Mayor and Clerk be and are hereby authorized to enter into the Agreement with Heyer, Gruel & Associates as described and incorporated herein by reference; and

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution; and

BE IT FURTHER RESOLVED that a copy of this resolution shall be published in the Coaster as required by law within ten (10) days from the date hereof; and

BE IT FURTHER RESOLVED that the Clerk shall maintain a copy of this Resolution, and the Agreement with the appointee, on file in her Office and make the same available for public inspection during regular business hours.

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

**RESOLUTION #2017-278
A RESOLUTION TO APPROVE CHAPTER 159**

Offered By: Comm. Bolan

Seconded By: Mayor McLoughlin

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 \$1,062.29, which item is now available as revenue from the 2015 Recycling Tonnage Grant pursuant to the provisions of Statute; and,

Section 2

BE IT FURTHER RESOLVED, That a like sum of \$1,062.29 be and the same is hereby appropriated under the caption of 2015 Recycling Tonnage Grant.

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

RESOLUTION #2017-279

Offered By: Comm. Bolan Seconded By: Mayor McLoughlin

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
Admin OE	Admin S&W	\$ 1,006.00
Finance OE	Finance S&W	\$ 3,312.16
Assessor S&W	Tax Collector S&W	\$ 135.92
DPW S&W	Legal OE	\$ 9,242.42
Elections OE	Tax Appeals OE	\$ 3,179.00
OASI OE	Engineering OE	\$11,622.00
Group Ins OE	Engineering OE	\$ 3,983.26
Fire Safety S&W	Engineering OE	\$ 1,473.00
Fire Safety S&W	Fire Safety OE	\$ 197.00
Code S&W	Engineering OE	\$ 2,284.00
Police S&W	Police OE	\$10,000.00
DPW S&W	Police OE	\$12,576.98
OEM S&W	Police OE	\$ 1,550.00
DPW S&W	Bd of Ed S&W	\$ 168.50
DPW S&W	Snow OE	\$ 1,600.00
DPW S&W	Pub Bldg OE	\$ 411.51
Admin OE	DCRP OE	\$ 275.00
Animal Control OE	Pub Bldgs OE	\$ 1,000.00
Telephone OE	Pub Bldgs OE	\$ 2,500.00
Electric OE	Pub Bldgs OE	\$ 2,500.00
MOMV OE	Pub Bldgs OE	\$ 2,500.00
Beach OE	Beach S&W	\$ 8,524.50

WHEREAS, Marc Heitmueller, Facilities Supervisor has secured the following quotes for the repair of the pool drain at the Allenhurst Beach Club; and,

Donna M. Campagna
Acting Borough Clerk/Administrator