

**BOROUGH OF ALLENHURST**  
**MINUTES**  
**August 14, 2018**

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 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 Borough Clerk.

**COMMUNICATIONS:**

Notice of Public Hearing from NJ Natural Gas Company regarding the establishment of a Universal Service Fund.

Notice of Public Hearing from NJ Natural Gas Company regarding approval of Base Rate Adjustments to its NJ Rise and Safe II Programs.

Notice of Public Hearing from NJ Natural Gas Company regarding the Annual Review and Revision of its Basic Gas Supply Service (BGSS) and Conservation Incentive Program (CIP) Rates.

Resolution from the Township of Ocean regarding their Board of Adjustment and Planning Board 2018-2019 Meeting Dates.

**ANNOUNCEMENTS:**

Tickets for the Police/EMS/Fireman's Ball are on sale at the Beach club. Must be purchased by August 20<sup>th</sup>.

**RESOLUTIONS**

**RESOLUTION #2018-191**

**A RESOLUTION TO RATIFY AND APPROVE MINUTES**

Offered By: Comm. Bolan

Seconded By: Comm. Bolan

**BE IT RESOLVED**, That the minutes of the regular meeting held July 24, 2018, be ratified and approved.

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

**RESOLUTION #2018-192**

**A RESOLUTION TO DISPENSE WITH READING OF MINUTES**

Offered By: Comm. Bolan

Seconded By: Comm. Bolan

**BE IT RESOLVED**, that the Clerk dispense with the reading of the minutes of the regular meeting held July 24, 2018.

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

**RESOLUTION #2018-193**

**A RESOLUTION TO HIRE SEASONAL EMPLOYEES**

Offered By: Comm. Bolan

Seconded By: Comm. Bolan

**BE IT RESOLVED**, That the following be hired:

Cabana

Xianghao Jiang

\$9.00/hr.

Eli Brandimart

\$9.00/hr.

Christopher Costanzo

\$9.00/hr.

<u>Deck</u>	
Will Sacco	\$9.00/hr.
Dale Alto	\$9.00/hr.
Ryan Mishkin	\$9.00/hr
<u>Security</u>	
Ashley Dunlap	\$11.00/hr.
<u>Part Time Beach Club Sanitation</u>	
Thomas Seldon	\$10.00/hr.

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

**RESOLUTION #2018-194  
A RESOLUTION TO HIRE PATROLMAN**

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

**WHEREAS**, There is an opening for a patrolman in the Allenhurst Police Department and the Chief of Police has recommended that Sean T. Edson be hired to fill the position, effective August 16, 2018; and ,

**WHEREAS**, Since this candidate has not yet completed his Bachelors Degree, he is being advised as a condition of his employment, that he will be given four years from the date of employment to complete his Bachelors Degree; and,

**WHEREAS**, Funds for this purpose shall be provided in the appropriation entitled, Police S&W, and the Chief Finance Officer has so certified;

**THEREFORE, BE IT RESOLVED**, That Sean T. Edson be hired as a First Year (Probationary Non-PTC Certified) Officer in the Allenhurst Police Department, effective August 16, 2018 at a salary of \$42,520.00.

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

**RESOLUTION #2018-195  
A RESOLUTION TO APPROVE RACE IN BOROUGH OF ALLENHURST**

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

**WHEREAS**, The Special Olympics New Jersey and the Jersey Shore Running Club have requested permission to run a portion of their annual RunAPalooza Race to Benefit Special Olympics through the Borough of Allenhurst on Saturday, April 6, 2019; and,

**WHEREAS**, A parade route has been provided which will take the marathon down Ocean Avenue, starting at approximately 9:00 AM and ending at approximately Noon and a Certificate of Insurance for this event will be provided; and,

**WHEREAS**, The Police Chief has reviewed the information given for this event and has recommended approval of same contingent of the utilization of traffic officers;

**NOW, THEREFORE, BE IT RESOLVED**, By the Board of Commissioners, that approval is hereby given to the Special Olympics New Jersey and the Jersey Shore Running Club to run a portion of their annual RunAPalooza through Allenhurst on April 6, 2019, contingent upon the Borough receiving a Certificate of Insurance prior to the event.

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

**RESOLUTION #2018-196  
A RESOLUTION TO APPROVE ENGINEER CERTIFICATE #5**

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

**WHEREAS**, A contract was awarded to Demac Concrete Inc. for the Allenhurst Beach Club Pool Deck Improvements and,

**WHEREAS**, The Borough Engineer has reviewed the project and recommended payment as provided for in Engineer's Certificate #5, which is on file in the Clerk's office;

**WHEREAS**, Funds for this purpose shall be provided through the 2015-11 ABC and Park Improvements Bond (C-04-969-218), and the CFO has so certified;

**NOW, THEREFORE, BE IT RESOLVED**, That Demac Concrete Inc. be compensated in the amount of \$5,098.10 for work done in accordance with the Engineer's Certificate #5.

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

**RESOLUTION #2018-197**

**A RESOLUTION TO APPROVE CHANGE ORDER #1 FOR ALLENHURST BEACH CLUB POOL CANOPY IMPROVEMENTS**

Offered By: Comm. Bolan

Seconded By: Comm. Bolan

**WHEREAS**, A contract was awarded West End KB, Inc.; and,

**WHEREAS**, The scope of work was expanded to provide for the following:

Leveling Canop "C" Girder due to footing settlement	2,000.00
Azek Cap for additional 100 feet of wall	3,000.00

**WHEREAS**, West End KB, Inc., has submitted a request for a Change Order for the additional work in the net amount of \$5,000.00 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 \$5,000.00 be approved, thereby amending the contract total to \$154,491.75.

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

**RESOLUTION #2018-198**

**A RESOLUTION TO APPROVE ENGINEER CERTIFICATE #2**

Offered By: Comm. Bolan

Seconded By: Comm. Bolan

**WHEREAS**, A contract was awarded to West End KB, LLC. for the Allenhurst Beach Club Pool Canopy Improvements and,

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

**WHEREAS**, Funds for this purpose shall be provided through the "2015-11 Beach Club and Park Improvements", and the CFO has so certified;

**NOW, THEREFORE, BE IT RESOLVED**, That West End KB, LLC. be compensated in the amount of \$44,615.32 for work done in accordance with the Engineer's Certificate #1.

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

**RESOLUTION #2018-199**

**RESOLUTION APPOINTING JUDGE PAUL J. CAPOTORTO AS MUNICIPAL COURT JUDGE UPON THE RETIREMENT OF THE HON. GEORGE CIERI**

Offered By: Comm. Bolan

Seconded By: Comm. Bolan

**WHEREAS**, following many years of dedicated service, the Honorable George Cieri is retiring from his position as the Municipal Court Judge for the Borough of Allenhurst effective as of July 31, 2018; and

**WHEREAS**, the Borough must have a Municipal Court Judge, the Mayor and Council, after undertaking their due diligence, desire to appoint Judge Paul J. Capotorto to fill the unexpired term of Judge Cieri, ending December 31, 2019.

**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, Paul J. Capotorto, Esq. be and is hereby appointed Municipal Court Judge for the Borough of Allenhurst commencing on August 1, 2018 for the

remainder of the unexpired term of the Honorable George Cieri, terminating on December 31, 2019; and

**BE IT FURTHER RESOLVED** that Judge Capotorto shall be compensated at an annual salary of \$20,000.00, pro-rated for the period of August 1, 2018 until expiration of the term on December 31, 2019; and

**BE IT FURTHER RESOLVED** that Judge Capotorto shall be considered a part-time employee of the Borough of Allenhurst and as such, will not be entitled to benefits, such as medical benefits or such other benefits afforded to full-time Borough employees; and

**BE IT FURTHER RESOLVED** that the Mayor be and is hereby authorized to execute such documents or agreement(s) as may be necessary to memorialize an agreement with Judge Capotorto in conformance with the terms set forth herein; 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 and 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. McLoughlin-AYE; Comm. Bolan-AYE; Mayor McLaughlin-AYE

### **RESOLUTION 2018-201 A RESOLUTION TO CONFIRM PURCHASES**

Offered By: Comm. Bolan

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;

**NOW, THEREFORE, BE IT RESOLVED**, That the following contracts are hereby confirmed:

Home Depot	\$2,047.99	Monthly purchases
Michael Caruso	1,200.00	Two late night beach club music
Party Perfect	1,230.00	Inflatables for beach
Resort Contract Furnishing	2,774.00	Lounge chairs
Realty Appraisal Company	4,600.00	Tax court
Staples	1,462.55	Various supplies for all departments

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

### **RESOLUTION #2018-202 A RESOLUTION TO APPROVE EXECUTIVE SESSION**

Offered By: Comm. Bolan

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 #2018-203 A RESOLUTION TO APPROVE BILLS & PAYROLL (8/1/2018 – 8/15/2018)**

Offered By: Comm. Bolan

Seconded By: Comm. Bolan

**BE IT RESOLVED**, That bills and payrolls totaling \$1,031,158.47 be approved for payment; and,

**BE IT FURTHER RESOLVED**, That August 15, 2018 consolidated bill list be attached hereto and made a part thereof.

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

### **SWEARING IN OF NEW PATROLMAN**

### **ITEMS FOR DISCUSSION**

The Borough Administrator will be doing an audit of beach club photos. Any members who do not have a picture on file the beach club management will lock their cabana/locker until all pictures are taken. Members can also be subject to having their membership revoked.

Tents on the beach were discussed. Commissioner are passing a rule that no tents or tent-like structures bigger than 4 feet by 4 feet by 4 feet will be allowed on the beach. The Borough Attorney will also amend the ordinance.

Mayor McLaughlin congratulated lifeguards for winning the lifeguard tournament. He also thanked Sargent DiBono and Patrolman Carafa for all the hard work they did on National Night Out. It was a huge success.

### **PUBLIC COMMENTS**

Ernest Mignoli of Asbury Park expressed a concern for improper use of Borough vehicles. The Mayor and Board of Commissioners said they will Liz,

Donna Campagna, our Borough Administrator, asked they I send you the attached notices and to request that they be printed in next Thursday's (7/26/2018) Edition.

Thank you, and please confirm receipt.

look into it.

Tim Moriarity asked about the noise on the beach the past weekend and if there was an ordinance that would make the fine go up as the volume increases. Commissioner Bolan stated they noise ordinance is regulated by the state. The matter was dealt with and fine were assessed accordingly.

There being no further business or comments, Commissioner McLoughlin moved, seconded by Comm. Bolan that the meeting move to executive session at 8:25 PM. Motion carried.

After reconvening, Commissioner McLoughlin moved, seconded by Comm. Bolan that the meeting be adjourned at 8:55 PM. Motion carried.

Donna M. Campagna, RMC  
Borough Clerk/Administrator