

MINUTES
March 24, 2020

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 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.

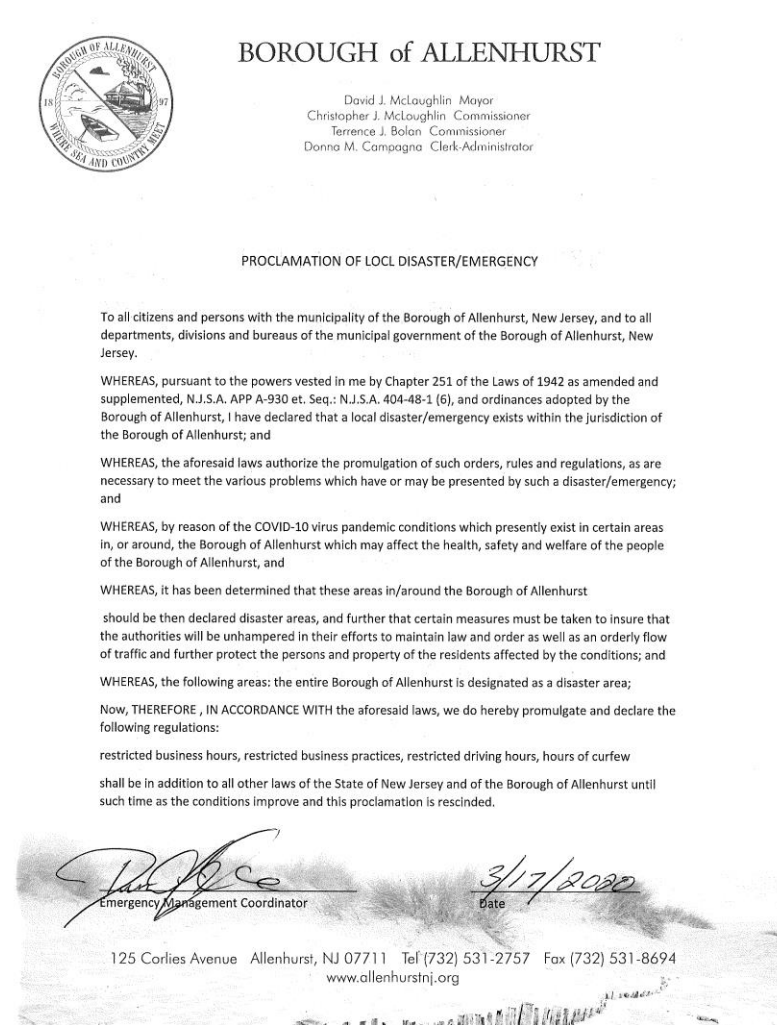
COMMUNICATIONS:

None

ANNOUNCEMENTS:

None

PROCLAMATION



ORDINANCES – FIRST READING

ORDINANCE #2020-05
CALENDAR YEAR 2020

MODEL ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION
LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)

Offered By: Mayor McLaughlin

Seconded By: Comm. McLoughlin

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and

the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Board of Commissioners of the Borough of Allenhurst in the County of Monmouth finds it advisable and necessary to increase its CY 2020 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Board of Commissioners hereby determines that a 1.0% increase in the budget for said year, amounting to \$47,167.54 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Board of Commissioners hereby determines that any amount authorized herein above that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Board of Commissioners of the Borough of Allenhurst, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2020 budget year, the final appropriations of the Borough of Allenhurst shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 1.0%, amounting to \$47,167.54 and that the CY 2020 municipal budget for the Borough of Allenhurst be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption; and,

BE IT FURTHER ORDAINED, that the provisions of this Ordinance are declared to be severable, and if any section, subsection, sentence, clause or phrase hereof shall, for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, subsections, clauses and phrases of this ordinance shall stand notwithstanding the invalidity of any part; and,

BE IT FURTHER ORDAINED, that the Ordinance shall take effect after publication and adoption according to law.

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

RESOLUTIONS

RESOLUTION #2020-82

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 of March 10, 2020 be ratified and approved.

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

RESOLUTION #2020-83

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 of March 10, 2020.

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

RESOLUTION #2020-84

A RESOLUTION TO AWARD CONTRACT FOR PAINTING AT THE ALLENHURST BEACH CLUB

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, There is a need for Painting at the Allenhurst Beach Club; and,

WHEREAS, The following quotes were secured:

M. Luz & Associates	\$11,780.00
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DeSouza Painting	\$57,900.00
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Globo Painting	\$64,005.00
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WHEREAS, Funds for this purpose will be provided for in 2020 Temporary Budget, Beach OE;

NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the Borough of Allenhurst, that a contract be awarded to M. Luz & Associates, on their quote of \$11,780.00 for painting at the Allenhurst Beach Club.

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

RESOLUTION #2020-85

A RESOLUTION TO AWARD CONTRACT FOR POOL CLEANING

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, The Borough has been using a professional pool cleaning service to clean the pools at the Allenhurst Beach Club four days per week; and,

WHEREAS, The following quote was received and is on file with the Borough Clerk:

MVP Power washing

WHEREAS, Funds for this purpose shall be provided in the 2020 Temporary Budget, Beach OE;

THEREFORE, BE IT RESOLVED, That a contract be awarded to MVP Painting and Power Washing, the only quote that was received for cleaning the Allenhurst Beach Club pools four days a week at the following rates:

Maintenance of salt water swimming pool (4 days/week)	\$185.66/per cleaning
Additional cleaning of concrete decks as requested	38.50/per cleaning
Overnight pump adjustment	95.00 per call out
Main Pool Stain Removal (Non Acidic) (2x/week)	184.36 per cleaning
Baby Pool Stain Removal (Non Acidic) (2x/week)	69.77 per cleaning
Pre-Season Initial Cleaning (Both Pools)	730.30
Steam Cleaning of Fiberglass Gutter	630.00 per cleaning

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

RESOLUTION #2020-86

A RESOLUTION TO APPROVE A CONTRACT WITH ALLENHURST PBA LOCAL NO. 57

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, the Borough of Allenhurst ("Borough") and the Allenhurst PBA Local No. 57 ("Local 57") have completed negotiations on a collective bargaining agreement concerning the terms and conditions of employment; and

WHEREAS, the negotiations have resulted in a Contract that is mutually acceptable to the Borough and Local 57 negotiating teams; and

WHEREAS, the Contract represents the complete understanding between the parties, a copy of which is attached hereto and made a part hereof by reference; and

WHEREAS, Local 57 has advised the Borough that the proposed Contract was ratified by the membership as of March 23, 2020.

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 Borough of Allenhurst hereby ratifies the Contract with Local 57; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk be and are hereby authorized to execute the ratified Contract with Allenhurst PBA Local No. 57, which contract shall run for a term of three (3) years, retroactive to January 1, 2020 and expiring on December 31, 2022; and,

BE IT FURTHER RESOLVED that said contract be filed with the Borough Clerk.

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

RESOLUTION #2020-87

A RESOLUTION TO INTRODUCE 2020 MUNICIPAL BUDGET

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

BE IT RESOLVED, That the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2020;

General Appropriations For:

- | | |
|---|--------------|
| 1. Appropriations within CAPS | |
| Municipal Purposes | 4,809,519.00 |
| 2. Appropriations Excluded from CAPS | |
| Municipal Purposes | 886,499.28 |
| 3. Reserve for Uncollected Taxes | 110,171.32 |
| 4. Total General Appropriations | 5,806,189.60 |
| 5. Less: Anticipated Revenues Other Than Current Property Tax | 2,998,402.28 |
| 6. Difference: Amount to be Raised by Taxes for Support of Municipal Budget | |
| Local Tax for Municipal Purposes Including Reserve for | |
| Uncollected Taxes | 2,807,787.32 |

BE IT FURTHER RESOLVED, That said Budget be published in the Asbury Park Press in the issue of March 27, 2020.

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

RESOLUTION #2020-88

A RESOLUTION TO APPROVE A COOPERATIVE ARRANGEMENT FOR AN EMERGENCY REGISTRAR

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, The Office of Vital Statistics & Registry of the New Jersey Department of Health has developed guidelines on the COVID-19 situation; and,

WHEREAS, Those guidelines instruct municipalities to have a cooperative arrangement with another municipality to deputize a registrar from the other office to act on behalf of their municipality during an emergency; and,

WHEREAS, The Registrar from the Village of Loch Arbour, Monmouth County, New Jersey, Marilyn Simmons, has agreed to such a cooperative agreement between the Borough of Allenhurst and the Village of Loch Arbour;

NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners that a cooperative arrangement be made between the The Borough of Allenhurst and the Village of Loch Arbour to deputize Marilyn Simmons as registrar during an emergency;

BE IT FURTHER RESOLVED, That details of this cooperative arrangement be emailed to the Office of Vital Statistics so proper access to records can be granted.

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

RESOLUTION #2020-89

A RESOLUTION TO APPROVE TEMPORARY EMERGENCY APPROPRIATIONS

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, An emergency has arisen with respect to operating expenses in various departments, and no adequate provision was made in the 2020 temporary budget for the aforesaid purpose, and N.J.S.A. 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 2020 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$1,048,281.00;

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:

1	Public Safety Director S&W	\$438.00
2	Eng OE	\$25,000.00
3	Police S&W	\$130,000.00
4	Police OE	\$20,000.00
5	OEM OE	\$548.00
6	Fire OE	\$7,020.00
7	Aid to Ambulance OE	\$520.00
8	Director of Revenue and Finance S&W	\$375.00
9	Admin S&W	\$10,000.00
10	Admin OE	\$10,000.00
11	Elections OE	\$8,000.00
12	Finance S&W	\$30,000.00
13	Finance OE	\$10,000.00
14	Collector S&W	\$1,638.00
15	Assessor S&W	\$1,548.00
16	Tax Appeals OE	\$10,000.00
17	Legal OE	\$15,000.00
18	General Liability OE	\$20,000.00
19	Workers Comp OE	\$48,000.00
20	Group Health OE	\$70,000.00
21	Garbage and Trash S&W	\$40,000.00
22	Board of Health OE	\$3,900.00
23	Beach OE	\$10,000.00
24	Director of Public Buildings S&W	\$375.00
25	Streets and Roads OE	\$3,000.00
26	Public Buildings OE	\$4,000.00
27	Parks and Playgrounds OE	\$3,000.00
28	Court OE	\$47,000.00
29	Animal Control OE	\$200.00
30	Code S&W	\$4,000.00
31	Electricity OE	\$2,000.00
32	Street Lighting OE	\$1,000.00
33	Telephone OE	\$3,000.00
34	Fire Hydrant Service OE	\$1,700.00
35	PERS OE	\$119,000.00
36	OASI oe	\$12,000.00
37	PFRS OE	\$245,019.00
38	DCRP OE	\$2,000.00
39	Garbage and Trash Interlocal S&W	\$20,000.00
40	Improvements to Public Buildings OE	\$10,000.00
41	Police Equipment OE	\$20,000.00
42	Beach Equipment and Improvements OE	\$12,000.00
43	Sewer S&W	\$20,000.00
44	Sewer OE	\$47,000.00

2. That said emergency temporary appropriations will be provided for in the 2020 budget under the above-mentioned titles.

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

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

RESOLUTION #2020-90
RESOLUTION APPOINTING SPECIAL POLICE OFFICER/CLASS I

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, Due to the Covid-19 pandemic there exists a need within the Police Department to appoint a part-time Special Law Enforcement Officer, Class I to cover open shifts for dispatch in case of emergency; and

WHEREAS, it is the recommendation of the Chief of Police that Class I Officer Andrew Sita be appointed.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Allenhurst that Andrew Sita is hereby appointed as a part-time Class I Officer effective March 15, 2020 to cover dispatch as needed in case of emergency due to the Covid-19 pandemic.

BE IT FURTHER RESOLVED that said provisional appointment be compensated at an hourly rate of \$11.00 per hour.

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

RESOLUTION #2020-91
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 #2020-92
A RESOLUTION TO APPROVE BILLS (3/16/2020 to 3/31/2020)

Offered By:

Seconded By:

BE IT RESOLVED, That bills totaling \$518,008.89 be approved for payment; and,

BE IT FURTHER RESOLVED, That the March 31, 2020 consolidated bill list be attached hereto and made a part thereof.

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

ITEMS TO DISCUSS

The Mayor stated that meetings via teleconference, or video conference, could be the norm for the foreseeable future. He thanked the public for their patience, and asked for continued patience as we collectively navigate the best way to conduct Borough Business during the COVID-19 Pandemic.

The Mayor stated that he attended a First Aid meeting this past week. One thing he wants residents to be aware of is that if you call 911, the dispatcher will ask questions regarding symptoms you are experiencing. Please do not take offense. This will be standard practice and the EMS workers and just want to be sure they have enough information to understand the situation into which they are entering.

Comm. McLoughlin thanked Chief Schneider for closing down the parks. Comm. McLoughlin stated that the Boardwalk and beach are to remain open for the present. Signs have been placed on beach and boardwalk to remind people to social distance and not to congregate. Police will disperse any crowds and all must social distance.

Mayor McLaughlin stated that he has noticed groups gathering on porches in town. The Mayor cautioned that during this time of social distancing only people in your household should be on your porch or in your home. If you go anywhere outside of your home you should be maintaining proper social distance. Everything is fluid. The testing center just opened at the PNC Arts Center so numbers of cases in NJ reported will increase, and that is expected. The Mayor is preparing a letter regarding the crisis to send to residents.

The Mayor asked Chief Schneider if the police could do a resident “wellness check” for anyone that they are aware that lives alone, or is otherwise at risk, on a weekly basis. Chief Schneider stated that it was doable.

Chief Schneider confirmed that beach will be open as long as proper distancing happens. He noted that there are currently no cases of COVID-19 reported in Allenhurst. The Chief stated that he is the Allenhurst Point of Contact for the Board of Health. As such, the Board of Health is required to advise him immediately, should there be any cases in Allenhurst. The town is working hard to stay on top of having proper Personal Protective Equipment(PPE) for officers. Chief Schneider is working with County OEM. He reiterated that the EMS questions are standard- and police use them as well – just to know what situations they are walking into. These precautions must be taken so the Police, and first aid and fire, can stay at full availability

The Mayor asked Chief Schneider what was the protocol if you become ill with COVID-19 regarding who contacts other people you may have exposed. The Chief advised that in the event of a Presumptive positive case of COVID-19, the Health Department notifies the town. The Health Department does the background checking and the contacting of those potentially exposed. The Chief advised that he is on a daily conference call with State and other OEMs where they are fielding many questions. Concerns about HIPA and the noticing if a case is in your town was one issue and how to handle any necessary contact. These and other questions are covered as they come up. The desire is to have procedures beforehand as much as possible.

The Mayor asked Chief Schneider if the curfew could be enforced. The Chief advised that currently consequences of defying the Governor’s order on the curfew are not being enforced – with the hope that people comply voluntarily. But, he stated, consequences could possibly be enforced in the future if voluntary compliance does not occur. The Chief noted a somewhat similar situation where the Police Department did issue summonses based on a Governor’s executive order regarding lawn watering during a drought. If the curfew were enforced, there could be \$1000 fines and/or community service. He also noted that there have been examples in our county of people sneezing and saying they have virus – these people have been charged with False Public Alarm.

The Borough Administrator stated that Municipal offices are posting on the website anything that is received regarding the pandemic. She asks that residents check the website for these updates and for other information about future meetings and their formats. She advised Borough Hall is closed to the public, but all is still operational and personnel can be reached at 732-531-2757 during regular business hours or via email as listed on Borough Website.

The Mayor stated that the mantra from the Governor is to keep services going, but things change all the time. There are possibilities that bulk pickup or other things could be cancelled. He asks that residents please check phones and emails to keep up on E-blasts and Code Reds and other important updates – and to stay safe.

PUBLIC COMMENTS

James Cummings, of 45 Ocean, asked about the President’s Coronavirus Task Force Update and the statement that people who leave NY to reside in another locations during this pandemic should self-quarantine for 14 days. Mr. Cummings stated that we are starting see people move into summer homes from NY in Allenhurst. The Mayor advised that he will talk to county and bring up the concerns and ask for direction on whether this can be enforced. However, in the absence of an executive order, it may not be enforceable. Mr. Cummings understood.

The Mayor asked residents to please call the borough or email the Board of Commissioners with any questions. He also advised residents to call Police, Fire and First Aid with any questions or with emergencies.

Richie Heitmeuler advised that Fire Department’s Easter Egg breakfast has been cancelled. And the Borough Administrator advised that Easter Egg Hunt has been cancelled, as well.

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

After reconvening, Commissioner McLoughlin moved, seconded by Comm. Bolan that the meeting be adjourned at 8:15pm. Motion carried.

Donna M. Campagna, RMC
Borough Clerk/Administrator