

MINUTES
June 23, 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 Bolan answering the roll call. Commissioner McLoughlin was not present. 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

ORDINANCES

ORDINANCES – FINAL READING

ORDINANCE #2020-10

**AN ORDINANCE REVISING CHAPTER X OF THE BOROUGH CODE OF THE
BOROUGH OF ALLENHURST ENTITLED “BEACH REGULATIONS.”**

Offered By: Mayor McLaughlin

Seconded By: Comm. Bolan

WHEREAS, the Borough Council of the Borough of Allenhurst has determined that it is in the best interests of the community to revise certain portions of its existing Borough Code concerning the Beach Regulations to address the needs of the community;

NOW THEREFORE, BE IT ORDAINED by the Borough of Allenhurst, County of Monmouth, State of New Jersey, that Chapter X of the Borough Code of the Borough of Allenhurst be and is hereby revised to delete the existing subsection “10-1.6(c)” entitled “Guest Charges” and replace it with the following:

10-1.6(c) Guest Charges.

1. Each individual bathing guest (age 3 and older) using a member's bathhouse or cabana must submit one (1) guest pass per day; Children, age 3 and under will be admitted at no charge. 2020 Guest passes will be valid for use until June 30, 2021, or for such time as the Board of Commissioners may determine by Resolution, when guests are accompanied by a registrant of the Allenhurst Beach Club Facilities.
2. 2020 Guest tickets will be sold individually, at the discretion of the governing body, for \$15.00 per Guest ticket. Individual 2020 Guest tickets are good for one individual, for one day's admission. Said Individual 2020 Guest tickets will only be valid for use until June 30, 2021 or for such time as the Board of Commissioners may determine by Resolution.
3. Packages of 2020 Guest tickets will be sold in groups of ten (10) passes for \$150.00. If purchased on or before June 30, 2020, the packages of 2020 Guest tickets will be sold at the discount price of \$130.00. There is no limit on the number of packages that may be purchased but, be advised that they are only valid for use until June 30, 2021 or for such time as the Board of Commissioners may determine by Resolution.

And, it is further

ORDAINED that except as herein above provided, the remainder of Chapter X, BEACH REGULATIONS, shall remain unaltered and in full force and effect; and it is 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 it

is further

There were no public comments.

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

ORDINANCES – FIRST READING

ORDINANCE #2020-11

AN ORDINANCE REVISING CHAPTER X OF THE BOROUGH CODE OF THE BOROUGH OF ALLENHURST ENTITLED "BEACH REGULATIONS."

Offered By: Mayor McLaughlin

Seconded By: Comm. Bolan

WHEREAS, the Borough Council of the Borough of Allenhurst has determined that it is in the best interests of the community to revise certain portions of its existing Borough Code concerning the Beach Regulations to address the needs of the community;

NOW THEREFORE, BE IT ORDAINED by the Borough of Allenhurst, County of Monmouth, State of New Jersey, that Chapter X of the Borough Code of the Borough of Allenhurst be and is hereby revised to delete the existing subsection "10-1.6(g)" regarding the summer recreation program and replace it with the following:

10-1.6(g) A recreation program shall be established which shall be open to all children who are members of the Allenhurst Beach Club between the ages of five years and 12 years at the discretion of the Recreation Director. The program shall run for seven weeks, during the Beach Club season, from 10:00 a.m. to 3:00 p.m., Monday through Friday and will not run on those days the Beach Club is closed for inclement weather or any other unforeseen circumstance. The cost for participation in this program will be \$550.00 for the first child and \$480.00 per child for additional children from the same family. Field trips may be subject to an additional charge.

1. Additional weeks may be added to the program at the discretion of the Recreation Director. In the event they are added, cost for participation in the additional weeks will be \$100 for the first child and \$90 per child for additional children from the same family. Any field trips during the additional week(s) may be subject to an additional charge.

And, it is further

ORDAINED that except as herein above provided, the remainder of Chapter X, BEACH REGULATIONS, shall remain unaltered and in full force and effect; and it is 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 it is further

ORDAINED, That this Ordinance shall take effect after publication and adoption according to law.

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

RESOLUTIONS

RESOLUTION #2020-157

A RESOLUTION TO RATIFY AND APPROVE MINUTES

Offered By: Comm. Bolan

Seconded By: Mayor McLaughlin

BE IT RESOLVED, That the minutes of the Regular Meeting of June 9, 2020 be ratified and approved.

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

RESOLUTION #2020-158

A RESOLUTION TO DISPENSE WITH READING OF MINUTES

Offered By: Comm. Bolan

Seconded By: Mayor McLaughlin

BE IT RESOLVED, That the Clerk dispense with the reading of the Regular Meeting of June 9, 2020.

RESOLUTION #2020-159
A RESOLUTION TO HIRE SEASONAL EMPLOYEES

Offered By: Comm. Bolan
 Seconded By: Mayor McLaughlin

WHEREAS, the Borough of Allenhurst has a need to hire seasonal employees to serve as summer staff for the Allenhurst Beach Club and public beach; and

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Allenhurst that the following people be hired for the 2020 summer season commencing May 23, 2020:

Thomas Seldon	Cabanas	\$10.30	Hour
Lindsay Stevens	Recreation	\$12.30	Hour
Julia Hallman	Recreation	\$12.30	Hour
Thomas Portway	Cabanas/Supervisor	\$15.00	Hour

RESOLUTION #2020-160
A RESOLUTION TO APPROVE ABC REFUNDS

Offered By: Comm. Bolan Seconded By: Mayor McLaughlin

BE IT RESOLVED, That the following refund of ABC fees be approved:
Allen Morgan – Refund of Locker and Activity Fee - \$1,775.00 – Member Number 1116

RESOLUTION #2020-161

A RESOLUTION TO CONFIRM PURCHASES

Offered By: Comm. Bolan Seconded By: Mayor McLaughlin

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:

AR Communications	\$4,576.00	New Radios – Fire Department	
Fire Flow Services	\$2,100.50	Annual Hose Test – Fire Department	
Mask Supply	\$1,080.00	Masks for Pandemic	
Napa	\$1,364.45	MOMV Parts – All Departments	
Township of Ocean	\$1,737.34	Code Red	
Taylor Hardware	\$2,419.46	Paint for ABC	

RESOLUTION #2020-162

A RESOLUTION TO APPROVE EXECUTIVE SESSION

Offered By: Comm. Bolan Seconded By: Mayor McLaughlin

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 #2019-163
A RESOLUTION TO CONSIDER MORATORIUM WAIVERS

Offered By: Comm. Bolan

Seconded By: Mayor McLaughlin

WHEREAS, The Borough has received several requests for the waiver of the provisions of the construction moratorium; and,

WHEREAS, The Board of Commissioners has reviewed the waiver requests; and,

WHEREAS, Under the provisions of granting approval for a waiver for the period ending 5 PM on July 13, 2019, the following provisions shall be adhered to:

1. No construction activities prior to 8:00 AM or after 5:00 PM daily.
2. No construction activities on weekends.
3. No construction activities on Thursday, July 4, 2019.
4. No dumpsters on property or heavy equipment permitted. No construction debris on outside of property

NOW, THEREFORE, BE IT RESOLVED, That the following requests for waiver of the provisions of the construction moratorium are hereby approved/denied:

1. **McLaughlin – 44 Norwood** for 9 days from 8am to 5pm for the following work:

Seeking relief due to the delays brought about by the corona virus. Application was granted in Jan 2020 meeting and to be ratified in the Feb 2020 meeting which was cancelled. The March 2020 meeting was cancelled due to the corona virus. In April the application was ratified by the Planning Board and 3 days later the Governor of NJ suspended all new construction permits. While the actual physical addition will be complete prior to June 30 there is some interior work still to be completed as described below. I am seeking some relief due to the very unusual circumstances that have occurred at the fault of no one.

All outdoor construction doors, windows, siding, etc. will be complete prior to June 30. The mechanicals in the Addition will be complete (June 18) as well as the insulation (June 25) and walls will be sheet rocked with a primer applied prior to the June 30 date.

There are cabinets that need to be hung in the new kitchen space with screws to attach to the walls. The plumbing is in place but the 2 sinks will need to be connected after the installation of the cabinets. There will no need for delivery of any materials after June 30 and there would be absolutely no outside construction of any type. There will be no need for any equipment or power tools outside of the home. All work will be done in the Addition with doors and windows closed keeping any noise to an absolute minimum. All cabinets to be installed will be delivered and in the space on June 16. The floor is complete but will need to be sanded and stained and that will not be done till after Labor Day. Would like to paint the inside of the Addition which I think is allowed during the moratorium.

There would be one pickup truck (the carpenter) in the back of home during this process and that will not be visible from the street or sides of the home. I am requesting an extension since it would be difficult to not have use of a kitchen for the summer.

Seeking a waiver to continue working on hanging the cabinets and connecting the plumbing in the new Addition till July 13. Will not go beyond that date and hopefully be done before that date.

Extension Request was tabled – Will be heard at a Special Meeting on June 30, 2020.

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

RESOLUTION #2020-164
A RESOLUTION TO APPROVE BILLS (6-15-2020 to 6-30-2020)

Offered By: Comm. Bolan

Seconded By: Mayor McLaughlin

BE IT RESOLVED, That bills totaling \$294,481.36 be approved for payment; and,

BE IT FURTHER RESOLVED, That the June 30, 2020 consolidated bill list be attached hereto and made a part thereof.

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

ITEMS FOR DISCUSSION:

Yoga Bliss submitted a Special Event Permit application requesting permission to hold appropriately social distanced Yoga Classes outside in the park, as due to COVID restrictions, they are unable to hold classes indoors. The Commissioners conceptually had no problem with the request, however, they will require a Defense and Indemnity Agreement. Comm. Bolan will send some suggested wording to provide to Yoga Bliss. Once received the Borough Attorney will review. The Chief of Police stated had no issues as long as participates are abiding by the rules regarding social distancing and outside group sizes.

There was an emergency request for consideration of a Moratorium Waiver by the attorney for House of Worship at 108 Allen. The Mayor stated that the application will be heard at the Special Meeting to be held on June 30, along with the application for a waiver from 44 Norwood.

PUBLIC COMMENTS

The Mayor asked if anyone from the Public had attended tonight's Commissioners Meeting to make any comments on the application for a Moratorium Waiver from 44 Norwood . Mr. Steven Hidary of 118 Allen stated that he wished to state that he was in favor a granting the request.

The Mayor also stated that everything seemed to be going well at the Beach Club so far this summer and thanked everyone for their cooperation.

There being no further business or comments, Commissioner McLoughlin moved, seconded by Comm. Bolan that the meeting move to executive session at 7:40 PM. Motion carried.

After reconvening, Commissioner McLoughlin moved, seconded by Comm. Bolan that the meeting be adjourned at 8:10 PM. Motion carried.

Donna M. Campagna, RMC
Borough Clerk/Administrator