## MINUTES **July 14, 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:**

The Mayor wanted to remind all Beach Club Members that any guests that come to the Allenhurst Beach Club must have a guest pass. It is the responsibility of the member to provide that pass.

#### **ORDINANCES**

#### **ORDINANCES – FINAL READING**

#### FINAL READING – ORDINANCE #2020-11

#### **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. McLoughlin

**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:

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

10-1.6(g)

**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.

There were no responses to the Mayor's request for comments.

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

#### **ORDINANCES – FIRST READING**

#### FIRST READING – ORDINANCE #2020-12

ORDINANCE NO.: 2020-12
AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XI OF THE MUNICIPAL CODE OF THE BOROUGH OF ALLENHURST TO ADDRESS INSPECTIONS OF TEMPORARY STRUCTURES.

Offered By: Mayor McLaughlin Seconded By: Comm. McLoughlin

**WHEREAS,** the Borough Council of the Borough of Allenhurst believes it to be in the best interests of the health, safety, and welfare of the residents of the Borough to amend Chapter XI of the Borough Code to provide for the inspection of certain temporary structures as may be erected in the Borough from time to time:

**NOW THEREFORE, BE IT ORDAINED**, by Board of Commissioners of the Borough of Allenhurst in the County of Monmouth, New Jersey that Chapter XI be and is hereby amended to add section 11-2 et seq. "Inspection of Temporary Structures" as follows:

- 11-2 Inspection of Temporary Structures
- 11-2.1 Inspections of Temporary Structures on 1 & 2 Family Properties. Inspection of Tents above 100 square feet, Recreational or Flame Producing Structures or Temporary Structures of any kind, requiring solid, liquid or gas fired appliances, installed upon any 1 & 2 family property will be conducted by the Special Event Borough Fire Sub Code Official.
- 11-2.2 Appointment of Special Event Borough Fire Sub Code Official. The Board of Commissioners of the Borough of Allenhurst shall appoint a "Special Event Fire Sub Code Official" who shall be licensed by the State of New Jersey, Department of Community Affairs and qualified to perform such inspections on 1 & 2 family properties within the Borough. Said inspector will be appointed for a period of one-year (1 year) and shall be compensated as established in the Salary Ordinance of the Borough, as amended from time to time.
- 11-2.3 Inspection Fees for Special Event and Residential Fire Inspections not covered by the Municipal Building Department as per the Uniform Construction Code (UCC). The minimum fee(s) for non UCC Fire Inspections will be as follows:

a.	An Application Fee shall be paid for processing each Special	\$10.00
	Event and Residential Fire Inspection Application.	
b.	Tents above 100 square feet to 1,000 square feet	\$100.00
c.	Tents 1,001 square feet to 2,000 square feet	\$150.00
d.	Tents 2001 square feet to 3,000 square feet	\$200.00
e.	Fire Pits (Requires a current property survey including fuel source(s) and lot coverage calculations of the pit and any surrounding masonry coverage.)	\$50.00
f.	Built-in Grills (Requires a current property survey including fuel sources)	\$50.00
g.	Miscellaneous gas or solid fuel appliances	Fees will be determined by the type of inspection required.

Fees include inspections up to two (2) hours; inspections over two hours will require a \$50.00 additional fee for each hour or any part of an hour over two (2) hours. Fees are to be paid by the Homeowner upon completion of the inspection.

- 11-2.4 Special Event Permit Conditions and/or Zoning Approval may be required in addition to a Special Event and Residential Fire Inspection application.
- 11-2.5 Ten Days (10) notice is required for all inspections covered under this ordinance.

**REPEALER.** All other sections and subsections of the aforementioned ordinance not specifically amended by this Ordinance, shall remain in full force and effect.

**INCONSISTENT ORDINANCES.** All other Ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed as to such inconsistency.

**SEVERABILITY.** If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall be deemed

valid and effective.

**AND IT IS FURTHER ORDAINED** that this Ordinance shall take effect twenty (20) days after the first publication thereof after final passage as provided by law.

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

#### FIRST READING – ORDINANCE #2020-13

#### **ORDINANCE #2020-13**

AN ORDINANCE TO AMEND THE ORDINANCE ENTITLED, "AN ORDINANCE FIXING THE SALARIES OF ALL APPOINTED OFFICIALS AND EMPLOYEES OF THE BOROUGH OF ALLENHURST IN THE COUNTY OF MONMOUTH AND STATE OF NEW JERSEY (EXCEPTING MEMBERS OF THE POLICE DEPARTMENT)"

Offered By: Mayor McLaughlin Seconded By: Comm. McLoughlin

## BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE BOROUGH OF ALLENHURST, COUNTY OF MONMOUTH, AS FOLLOWS:

**SECTION I.** That Ordinance No.: 2020-01 entitled AAn ordinance fixing the salaries of all appointed officials and employees of the Borough of Allenhurst in the County of Monmouth and State of New Jersey (excepting members of the police department)@ be and is hereby revised and amended to add the new position of ASpecial Event Fire Inspector@ to those already listed in Section 3 thereof:

POSITION	MAXIMUM
<u>Administrative</u>	
Special Event Fire Inspector (part time/as needed)	\$50.00/hour

**SECTION II.** All Ordinances, or parts of ordinances, in conflict with the within Ordinance or portions of same, are hereby repealed to the extent of their inconsistency.

**SECTION III.** The within Ordinance shall take effect twenty (20) days after adoption and publication according to law and shall be retroactive to July 1, 2020.

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

#### **RESOLUTIONS**

## RESOLUTION #2020-166 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 June 23, 2020 and the Special Meeting of June, 30, 2020 be ratified and approved.

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

#### RESOLUTION #2020-167 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 Regular Meeting of June 23, 2020 and the Special Meeting of June, 30, 2020.

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

### RESOLUTION #2020-168 A RESOLUTION TO HIRE SEASONAL EMPLOYEES

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

**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:

Ryan Wade	Lifeguard	\$10.30	Hour
Luciano Salvatore	Recreation	\$10.30	Hour
Carmen Salvatore	Recreation	\$10.30	Hour
Kaia Abbatiello	Recreation	\$10.30	Hour
Eric Costanzo	Lifeguard	\$13.00	Hour
Jack Parkhill	Lifeguard	\$13.00	Hour

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

# RESOLUTION #2020-169 A RESOLUTION TO AUTHORIZE 2021 TRANSPORTATION TRUST FUND AGREEMENT

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

**WHEREAS,** the State of New Jersey, Department of Transportation has notified all municipalities of the availability of funding under the Transportation Trust Fund Municipal Aid Program for the Fiscal Year 2021; and

**WHEREAS**, the Borough of Allenhurst is desirous of submitting an application under this program for the following purpose:

• Improvements to Spier Avenue from Lake Drive to Ocean Place.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Commissioners of Allenhurst, County of Monmouth, State of New Jersey, formally approves the grant application for the above stated project; and

**FURTHER BE IT RESOLVED** that the Borough Engineer, Mayor and Municipal Clerk are hereby authorized to submit an electronic grant application identified as MA-2021-Spier Avenue- 00529 - to the New Jersey Department of Transportation on behalf of the Borough of Allenhurst; and

**FURTHER BE IT RESOLVED** that the Mayor and Municipal Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Allenhurst and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

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

#### RESOLUTION #2020-170 A RESOLUTION TO HIRE FULL-TIME DISPATCHER

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

WHEREAS, There is a need for a Full-Time Dispatcher;

**THEREFORE, BE IT RESOLVED**, That the following are hereby hired as a Full-Time Dispatcher starting July 9, 2020:

#### <u>Full-Time Dispatcher</u>

Lynda Rodriguez

\$22,880.00/year

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

#### RESOLUTION #2020-171 A RESOLUTION TO AMEND WAGES FOR DISPATCHER

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

**WHEREAS,** Chief Michael Schneider requested that the wage for Full-Time Dispatcher James Dougherty be raised to reflect seniority over a new hire;

**NOW, THEREFORE, BE IT RESOLVED,** By the Board of Commissioners that the hourly wage of Full-Time Dispatcher James Dougherty be increased to 23,920.00/year effective July 16, 2020.

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

#### RESOLUTION 2020-172 A RESOLUTION TO APPROVE CHANGE ORDER #2 FOR IMPROVEMENTS TO CORLIES AVENUE

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

WHEREAS, A contract was awarded Fernandes Construction, Inc.; and, WHEREAS, The scope of work was expanded to provide for the following:

UNIFORM TRAFFIC DIRECTOR	\$2,559.78
ASPHALT PRICE ADJUSTMENT	-\$7,553.25
FUEL PRICE ADJUSTMENT	-\$10,006.73
DGA BASE COURSE, VARIABLE THICKNESS	-\$0.02
PAVEMENT MILLING, 3" OR LESS	\$6,645.32
HOT MIX ASPHALT 19M64 BASE COURSE	\$683.15
HOT MIX ASPHALT 19M64 LEVELING COURSE	-\$0.75
HOT MIX ASPHALT 9.5M64 SURFACE COURSE	-\$2,582.10
PRIME COAT	-\$38.00
CURB PIECE, TYPE "N" ECCO	-\$600.00
BICYCLE SAFE FRAME AND GRATE	-\$3,900.00
CONCRETE SIDEWALK, 4" THICK	\$6,735.60
CONCRETE DRIVEWAY REINFORCED, 6" THICK	\$360.00
DETECTABLE WARNING SURFACES	-\$1,266.00
REST PAVERS SLATE/BRICK WALKS AND	
DRIVEWAY APRON	\$3,000.00
PAVER STONE WALKWAY	-\$3,500.00
PAVERSTONE CROSSWALK WITH CONCRETE	
BASE	-\$770.00
6X8X18" CONCRETE VERTICAL CURB	-\$5,800.00
CONCRETE CURB AND GUTTER	\$4,680.00
TRAFFIC STRIPING LONG LIFE EPOXY RESINS 4"	\$361.50
TRAFFIC STRIPING THERMOSPLASTIC 4"	\$351.75
TRAFFIC MARKINGS, THERMOPLASTIC	
CROSSWALK 6"	\$564.30
TRAFFIC MARKINGS, THERMOPLASTIC STOPBAR	\$621.00
TRAFFIC MARKINGS, THERMOPLASTIC STOPPED	
SYMBOL	\$825.00
SANITARY SEWER SPOT REPAIR	-\$2,000.00
TOPSOILING, 4" THICK	\$266.64
SODDING	<u>\$133.32</u>
	-\$10,229.50

**WHEREAS,** Fernandes Construction, Inc., has submitted a request for a Change Order for the additional work in the net amount of -\$10,229.50 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. 2 in the amount of -10,229.50 be approved, thereby amending the contract total to \$438,872.62.

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

# RESOLUTION #2020-173 A RESOLUTION TO APPROVE ENGINEER CERTIFICATE #3 FOR IMPROVEMENTS TO CORLIES AVENUE

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

**WHEREAS,** A contract was awarded to Fernandes Construction, Inc. for improvements to Corlies Avenue; and,

**WHEREAS,** The Borough Engineer has reviewed the project and recommended final payment as provided for in Engineer's Certificate #3, which is on file in the Clerk's office;

**WHEREAS,** Funds for this purpose shall be provided through the Transportation Trust Fund;

NOW, THEREFORE, BE IT RESOLVED, That Fernandes Construction, Inc. be

compensated in the amount of \$33,608.52 as final payment for work done on the Corlies Avenue Improvement project in accordance with Engineer's Certificate #3; and,

**BE IT FURTHER RESOLVED,** That Fernandes Construction, Inc., be released from their Performance Bond and that the one-year Maintenance Bond filed by Fernandes Construction, Inc., be accepted.

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

#### **RESOLUTION 2020-174**

#### AUTHORIZE PURCHASE OF SCOTT PAKS FOR FIRE DEPARTMENT

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

WHEREAS, The Allenhurst Fire Department is in need of new Scott Paks, and, WHEREAS, Funds for this purpose shall be provided for in Current Account under Capital Improvements #0-01-44-860-233, and the CFO has so certified;

**WHEREAS,** The purchase will be made from NJ Fire Equipment, holder of State Contract T0790/17-Fleet-00819 in the amount of \$12,429.00; and,

**NOW, THEREFORE, BE IT RESOLVED,** by the Mayor and Board of Commissioners of the Borough of Allenhurst, that the purchase of new Scott Paks for the Fire Department in the amount of \$12,429.00 be approved.

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

#### **RESOLUTION 2020-175**

# RESOLUTION AUTHORIZING THE BOROUGH OF ALLENHURST TO PARTICIPATE IN INTRA-COUNTY MUTUAL AID AND ASSISTANCE AGREEMENTS WITH PARTICIPATING UNITS IN THE COUNTY OF MONMOUTH

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

**WHEREAS**, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-l ct. Seq., ("Act") provides that any local governmental unit may enter into a contract with any other local governmental unit to provide or receive any service that each local unit is empowered to provide or receive within its own jurisdiction; and

**WHEREAS**, mutual aid and assistance agreements between municipalities, counties, law enforcement agencies, police, emergency medical service, fire departments, fire companies, or EMS organizations and fire departments situated in fire districts operated by a Board of Fire Commissioner, are permitted pursuant to N.J.S.A. 40A:14-26 and 40A:14-156.l; and

WHEREAS, the President in Homeland Security Directive (HSPD-5), directed the Secretary of the Department of Homeland Security to Develop and administer a National Incident Management System, ("NIMS"), which would provide a consistent nationwide approach to federal, State, local and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, "The New Jersey Civilian Defense and Disaster Control Act" App.A9-33 et. seq., provides for the health, safety and welfare of the people of the State of New Jersey during any emergency by centralizing control of all civilian activities having to do with such emergency giving the Governor control over the resources of each and every political subdivision lo cope with any conditions that shall arise out of such emergency; and

WHEREAS, the Director of the Division of Fire Safety in the Department of Community Affairs promulgated rules in accordance with the "Fire Safety Resource Emergency Deployment Act," j\J. <u>.</u>I.A.C. 52: 14E-1 let. seq., commonly referred to as the "Fire Service Resource Emergency Deployment Regulations" <u>N.J.A.C.</u> 5:75A et. seq.; and

WHEREAS, the Mayor and Board of Commissioners of the Borough of Allenhurst deem it to be in the best interest of the Borough of Allenhurst to enter into Mutual Aid and Assistance Agreements with governmental entities throughout Monmouth County and all of their departments, authorities, boards, commissions and other functions under the auspices of each participating governmental entity including but not limited to, law enforcement, public works, emergency medical services, emergency management, human services, hazardous materials response units technical or special operations teams, Community Emergency Response Team ("CERT") members or other volunteers and other jurisdictions defined "locall governments" in the Homeland Security Act of 2002; and

**WHEREAS**; N.J.S.A. 40A:14-26 and 156.1 et. seq. has authorized inteljurisdictional mutual aid; and

WHEREAS, the Governing Body of the Borough of Allenhurst and the Participating Units recognize the benefit of entering into an Agreement for mutual aid and assistance with each other to protect against loss, damage or destruction by fire, civil unrest, hazardous materials, major criminal or emergency events, natural and man-m ade disaster or catastrophe and to address those situations when additional aid and assistance is needed to protect the best interests of the persons and property of each individual jurisdictions.

**NOW, THEREFORE BE IT RESOLVED** that the Intra-Count y Mutual Aid and Assis tance Agreements between the Borough of Allenhurst and Participating Units be and are hereby enacted.

**BE IT FURTHER RESOLVED** that the Mayor and Municipal Clerk are authorized to execute the Intra-County Mutual Aid and Assistance Agreements once they have been authorized and executed by each Participating Unit.

**BE IT FURTHER RESOLVED** that the Municipal Clerk forward a certified true copy of this resolution to the Monmouth County Sherriff; Office of Emergency Management Coordinator; and Allenhurst Police Department.

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

## RESOLUTION #2020-176 A RESOLUTION TO APPOINT SPECIAL EVENT FIRE INSPECTOR

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

**WHEREAS,** There is a need to hire a Special Event Fire Inspector for the Borough of Allenhurst; and,

**WHEREAS,** The Board of Commissioners has determined to make an appointment to the position of Special Event Fire Inspector for the Borough of Allenhurst;

**NOW, THEREFORE, BE IT RESOLVED,** By the Board of Commissioners of the Borough of Allenhurst, as follows:

Joseph Crane, be and he is hereby appointed Special Event Fire Inspector for the Borough of Allenhurst at the rate of \$50 per hour or part thereof.

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

#### RESOLUTION #2020-177 A 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;

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

1. Amazon	1878.79	Rec Purchases
2. Avantik, Inc.	1760.70	Sanitizing Machines ABC
3. Burke	6500	Emergency sewer repair
4. C & C Air	1795	Repair at Mister C
5. Dell	6008.84	Computers for Police Cars
6. DNA Music	1000	Music at ABC
7. GTBM	17328.99	E tickets police
8. Key Tech	1800	Corlies Ave, requirements
9. Sign Sealed	1120	Pandemic signs
10. Schlindler	3119.04	Elevator Maintenance Mister c
11. Patty Tracy	1400	Music at ABC

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

#### RESOLUTION #2020-178 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 #2019-179 A RESOLUTION TO CONSIDER MORATORIUM WAIVERS

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

**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 27, 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. **Franco, Daniel – 317 Spier** for 14 days from 8am to 5pm for the following work: Seeking relief due to the delays bought about by the corona virus. COVID-19 restricted from completing project on time, as they were shut down for 4 weeks. Siding still needs to be completed as well as work on the inside. Inside work includes, touch up painting, hanging of doors, kitchen cabinet repairs, ceiling fan and lighting installation, bathroom medicine cabinet installation, molding work in bedrooms. Contractor is Mike Gohar – Gohar Construction.

Discussion: Emergency request to complete the siding was approved. Work should be completed in five working days and they need not be concurrent. Mr. Franco will advise the Borough Administrator of the days that work will be done. All other requested work was not approved to be done during the moratorium, with the exception of the painting, which is allowed.

Extension APPROVED for five (5) total days of work to complete siding only.

2. **Scott Nelson – 529 Main – 1**<sup>st</sup> **Floor** for 21 days from 8am to 5pm for the following work:

A tenant moved out of 529 Main Street, and while painting the interior to prepare for a new tenant mold was discovered from an unreported plumbing leak. The Sheet rock will need to be pulled down to assess the extent of the damage and the other upstairs tenant is pregnant and they want to ensure her health is not compromised. After they will need to abate the mold situation as necessary and replace the fixtures, repaint and re-sheetrock the area. Oceanside Service – Mr. Nelson's business, is doing the work. He is asking for 21 days to complete.

Discussion: Mr. Nelson advised that the mold abatement was able to be completed. Asking only for waiver approval to resheet rock and paint. Mr. Nelson asked for a

single week to complete. Given the location of the building in a commercial, rather than residential district, and the fact the all work will be done inside, approval was given five (5) for sheet rocking. Mr. Nelson will let the Borough Administrator know the days the sheet rocking will be done. Painting is allowed during moratorium.

Extension APPROVED for five days work for sheet rock.

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

#### RESOLUTION #2020-180 A RESOLUTION TO APPROVE BILLS (7-1-2020 to 7-15-2020)

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

**BE IT RESOLVED,** That bills totaling \$398,189.39 be approved for payment; and, **BE IT FURTHER RESOLVED,** That the July 15, 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:**

Special Event Permit – J. Robert Shrem, Kitchen Caboodle

**Event: Sidewalk Sale** 

Location: Main Street, Allenhurst Dates: 7-19-2020 through 7-30-2020

Hours: 10am to 6pm

Tent: May require tents due to rain and/or heat.

Discussion: The Borough Adminstrator advised that this is a request which comes in annually. Mr. Shrem requests this on behalf of all the business owners in town. This request is longer than is generally requested. The Mayor and Board of Commissioners agreed to approval of one week (July 19 to the 26), with the possibility of extension as long as public safety concerns regarding interference with pedestrian traffic are addressed and the police concur.

Approved for one week – July 19 through the 26 – and cannot interfere with pedestrian traffic.

#### Special Event Permit Request – Eli Dweck

**Event – Dinner on Beach for 120 People** 

Location – Allen Avenue Beach in from of the Entrance

Date: 7-24-2020 Hours: 6pm to 11pm

Alcohol – Yes, No Tent and No Music

Discussion: Comm. McLoughlin expressed preference for event to start at 7 after beach closes and end at 11 promptly. He would like to see the plan for compliance with social distancing guidelines. Comm. Bolan stating he was in favor of approval as the requestor held a similar event last year and it was well done. He did hold the same concern with start time and plan to deal with the rules on social gatherings. Comm. Bolan also advised the requestor would need to refrain from interfering with restaurant operations and that lighting should be unobtrusive. Mayor McLaughlin agreed and suggested Mr. Dweck coordinate on specifics and concerns previously stated with the Beach Club Manager.

Approved for a dinner from 7 to 10:30. Applicant must coordinate with the Beach Club Manager on specifics and provide a plan to comply with the Governors mandates on Social Gatherings.

#### **PUBLIC COMMENTS**

There were no public comments.

There being no further business or comments, Commissioner McLoughlin moved, seconded by Comm. Bolan that the meeting move to executive session at 7:55 PM. Motion carried.

After reconvening, Commissioner McLoughlin moved, seconded by Comm. Bolan that the meeting be adjourned at 8:45 PM. Motion carried.

Donna M. Campagna, RMC Borough Clerk/Administrator