

MINUTES
October 27, 2020

The Meeting of the Board of Commissioners of the Borough of Allenhurst was held on the above date with Mayor McLaughlin presiding with 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.

PROCLAMATION

PROCLAMATION
RECOGNIZING THE CAREER AND CONTRIBUTIONS OF THE RETIRING
BOROUGH OF ALLENHURST EMPLOYEE
Veronica Dahl

WHEREAS, Veronica Dahl began her employment with the Borough on January 1, 1996; and

WHEREAS, Veronica Dahl has served the Borough of Allenhurst for 25 years and is admired and well respected by fellow Borough Employees, Volunteers and Residents; and

WHEREAS, Veronica Dahl has faithfully served, not only as the Finance Clerk, but also in a wide variety of essential roles; and

WHEREAS, Veronica Dahl has served as Deputy Borough Clerk and has provided invaluable support to the clerks she has served during her tenure, gleaned and sharing expertise in all aspects of the job; and

WHEREAS, Veronica Dahl has exceptionally served the Borough through her herculean work with the membership and employees at the Allenhurst Beach Club ; and

WHEREAS, Veronica Dahl has served as Deputy Treasurer and as such has displayed integrity, honesty and an exemplary work ethic; and

WHEREAS, Veronica Dahl has served as Deputy Registrar and has shared in the milestones of many Allenhurst families through the years; and

WHEREAS, Veronica Dahl has selflessly volunteered at countless Holiday Celebrations in the Borough and delighted residents; and

WHEREAS, Veronica Dahl was, is, and always shall be, an important part of the Allenhurst family;

NOW, THEREFORE, BE IT RESOLVED, that I, Mayor David McLaughlin, on behalf of the Board of Commissioners of the Borough of Allenhurst, both past and present, hereby recognize the retiring Finance Clerk Veronica Dahl for her legacy of service, expressing their deepest appreciation for her dedication and commitment to the citizens of the Borough of Allenhurst, and to extend Veronica and her family our best wishes for many years of happiness in the future.

NOW, THEREFORE, LET IT BE FURTHER RESOLVED, that a copy of this Proclamation be given to Veronica Dahl, retiring Finance Clerk of the Borough of Allenhurst, Monmouth County, New Jersey.

COMMUNICATIONS:

-Resolution from the Borough of Red Bank in support of designation the Borough of Red Bank as a Stigma-Free Community

-A Resolution from the Board of Chosen Freeholders of Monmouth County opposing the constitutional amendment legalizing recreational use of marijuana

-A Resolution from the Township of Ocean recognizing the importance of the display of the American Flag on the New Jersey Turnpike and Garden State Parkway overpasses

-A Resolution from the Board of Chosen Freeholders of Monmouth County adopting Shared Services Agreement between the County and participating municipalities for participation in the Shrewsbury River Automated Flood Warning System Project.

ANNOUNCEMENTS:

-The Allenhurst Fire Department will be doing a Halloween Run starting at 3pm to spread cheer and candy to resident children.

ORDINANCES – FIRST READING

ORDINANCE #2020-16

AN ORDINANCE REVISING THE BOROUGH CODE OF THE BOROUGH OF ALLENHURST, CHAPTER XXVI SUBSECTION 3-2 ENTITLED ZONING MAP

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 a portion of its existing Borough Code concerning the Development Regulations, section 26.3-2, to provide an updated Zoning Map;

NOW THEREFORE, BE IT ORDAINED by the Borough of Allenhurst, County of Monmouth, State of New Jersey, that the Borough Code of the Borough of Allenhurst be and is hereby amended and supplemented as follows:

I. Chapter XXVI be and is hereby revised to delete the existing subsection 26-3-2 entitled Zoning Map and replace it with the following:

26-3-2 The boundaries of each of the districts are established as shown on the map entitled "Borough Zoning Map" prepared by Leon S. Avakian, Inc. Dated August 26, 2020 which accompanies and is hereby made a part of this chapter. The Zoning Map referred to herein can be found on file in the office of the Borough Clerk.

And, it is further

ORDAINED that except as herein above provided, the remainder of Chapter XXVI entitled ADevelopment Regulations shall remain unaltered and in full force and effect; and it is further

ORDAINED that the provisions of these ordinances 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 these ordinances 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 #2020-235

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 October 13, 2020 be ratified and approved.

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

RESOLUTION #2020-236

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 October 13, 2020.

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

RESOLUTION #2020-237

A RESOLUTION TO CHANGE THE CUSTODIAN OF PETTY CASH FUND

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, Vito Cadellesta was custodian of the Borough of Allenhurst Petty Cash Fund, and

WHEREAS, in accordance with N.J.S.A. 40:5-21, the Borough of Allenhurst is changing custodians to Donna M. Campagna, RMC; and

WHEREAS, Donna M. Campagna, RMC is bonded in the amount of \$ \$1,000,000 by virtue of a surety bond.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners, of the Borough of Allenhurst, County of Monmouth hereby authorizes such action and two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

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

RESOLUTION #2020-238
A RESOLUTION TO ADOPT STANDARD PROCEDURES AND REQUIREMENT FOR
PUBLIC COMMENT DURING REMOTE PUBLIC MEETINGS HELD DURING A
DECLARED EMERGENCY

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

WHEREAS, there is currently a public health crisis associated with the COVID-19 pandemic; and

WHEREAS, the COVID-19 pandemic has forced local government entities throughout New Jersey to hold public meetings remotely; and

WHEREAS, the Director of the Division of Local Government Services, pursuant to Section 8 of the newly enacted P.L. 2020 c. 34, promulgated emergency regulations codified in N.J.A.C. 5:39-1.1 through 1.7 to ensure continuity of government operations and transparency in conducting public business when an emergency requires a governing body meeting to be held remotely; and

WHEREAS, the Borough of Allenhurst, in an effort to take any and every necessary precaution to ensure the safety of its residents, and in an effort to abide by the Director of the Division of Local Government Services' emergency regulation, has elected to continue the use of remote public meetings; and

WHEREAS, in accordance with the provision set forth in J.J.Z.C. 5:39-1.4(h), the Borough is adopting the following standard procedures and requirement for public comment during remote meetings:

1. The Borough shall facilitate a dialogue with the commenter to the extent permitted by the electronic communications technology.
2. The Borough shall facilitate said dialogue through ZOOM and/or telephone conference via a webinar link and a call-in number to be provided on the Borough Public Notice in compliance with the Open public meetings Act.
3. The Borough shall allow members of the public to make public comment by audio or by audio and video.
4. The Borough shall permit members of the public to submit public comments by electronic mail and in written letter form to the Borough Clerk up to 3 days prior to the schedule remote public meetings.
5. Public comments submitted through electronic mail or written letter before the public meetings in question, within the deadline addressed in sub-paragraph 4, shall be read aloud and addressed during the remote public meetings in a manner audible to all meeting participants and the public listening.
6. The governing body may, in its discretion, elect to summarize duplicate comments, however the governing body must not summarize certain duplicative comments while reading other duplicate comments individually.
7. The governing body may require members of the public to state whether they wish to speak and to identify themselves prior to speaking.
8. The procedures and requirements for making public comment, along with an explanation of the audio muting function of the communication technology being used, shall be announced at the beginning of the remote meeting.
9. Any presentations or documents that would otherwise be viewed or made available to members of the public physically attending a governing body meeting shall be made visible on a video broadcast of the remote public meeting or made available on the Internet website or webpage of the entity governed by the governing body.
10. If a document would be made available to individual members of the public in hard copy while physically attending the meeting, the document shall be made available in advance of the meeting for download through an internet link appearing either on the meeting notice, or near the posting go the meeting notice both on the website and at the building where the meeting would otherwise be held.
11. If a member of the public becomes disruptive during a remote public meeting, including during any period for public comment, the member of the local public body charged with running the remote public meeting shall mute or continue muting, or direct appropriate staff to mute or continue muting, the disruptive member of the public and warn that

continue disruption may result in their being prevented from speaking during the remote public meetings or removed from the remote public meeting. Disruptive conduct include sustained inappropriate behaviors such as, but not necessarily limited to, shouting, interruption, and use of profanity.

12. A member of the public who continues to act in a disruptive manner after receiving an initial warning may be muted while other members of the public are allowed to proceed with their questions and comments. If time permits, the disruptive individual shall be allowed to speak after all other members of the public have been given the opportunity to make comment. Should the person remain disruptive, the individual may be muted or kept on mute for the remainder of the remote public meeting or removed from the remote public meeting.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Board of Commissioners of the Borough of Allenhurst, that the Borough of Allenhurst in accordance with the provision set forth in N.J.A.C 5:39-1.4(h), are adopting the standard procedures and requirements for public comment during remote meetings set forth herein.

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

RESOLUTION #2020-239

COMMUNITY DEVELOPMENT BLOCK GRANT RESOLUTION AUTHORIZING THE MAYOR AND CLERK TO EXECUTE A PROJECT AGREEMENT WITH MONMOUTH COUNTY FOR PERFORMANCE AND DELIVERY OF FISCAL YEAR 2020 COMMUNITY DEVELOPMENT PROJECTS

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

WHEREAS, certain federal funds are potentially available to Monmouth County under the Housing and Community Development Act of 1974, as amended; and,

WHEREAS, The County of Monmouth expects to receive an allocation for Fiscal Year 2020 from the United States Department of Housing and Urban Development; and,

WHEREAS, The County of Monmouth has submitted the Annual Plan for Fiscal Year 2020 to the U.S. Department of Housing and Urban Development, which included a project hereinafter referred to as Borough Hall Handicap Access Improvements with a grant allocation of \$93,610.00; and,

WHEREAS, The Borough of Allenhurst hereby met all the requirements for the release of funds to being incurring costs for this project; and,

WHEREAS, The Borough of Allenhurst has filed with the Monmouth County Community Development Program an acceptable timetable for completion and expenditure of grant funds, which is included as an appendix to the Project Agreement;

NOW, THEREFORE, BE IT RESOLVED, That the Mayor and Municipal Clerk are hereby authorized to execute with the County of Monmouth the attached Project Agreement on behalf of the Borough of Allenhurst.

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

RESOLUTION #2020-240

A RESOLUTION TO AUTHORIZE THE MAYOR AND CLERK TO SIGN A CERTIFICATION PROHIBITING THE USE OF EXCESSIVE FORCE AND A CERTIFICATION PROHIBITING THE USE OF FEDERAL FUNDS FOR LOBBYING

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

WHEREAS, Certain federal funds are potentially available to Monmouth County through the Housing and Community Development Act of 1974, as amended and,

WHEREAS, The United States Department of Housing and Urban Development has allocated funding to the County of Monmouth for Fiscal Year 2020; and,

WHEREAS, The County is making some of these funds available to certain participating municipalities and non-profit agencies; and,

WHEREAS, It is required that the Borough of Allenhurst execute a Project Agreement with Monmouth County to undertake a project known as Borough Hall Handicap Access Improvements; and,

WHEREAS, The U.S. Department of Housing and Urban Development is requiring that the Mayor of the Borough of Allenhurst sign additional certification in order to receive these funds; and,

WHEREAS, The Borough of Allenhurst has adopted a policy prohibiting the use of excessive force by its law enforcement agency (police force) within its jurisdiction against any

individuals engaged in non-violent civil rights demonstration; and,

WHEREAS, A copy of that policy is attached to and made a part of this resolution;

NOW, THEREFORE, BE IT RESOLVED, That the Borough of Allenhurst has met the conditions of receiving a Fiscal Year 2020 allocation by adopting a policy prohibiting the use of excessive force and by not using federal funds for lobbying or by disclosing that funds have been used for lobbying; and,

BE IT FURTHER RESOLVED, That the Mayor of the Borough of Allenhurst is hereby authorized to sign the attached certifications which will become part of the Fiscal Year 2020 Project Agreement.

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

RESOLUTION #2020-241

A RESOLUTION TO APPROVE HALLOWEEN CURFEW

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, The Commissioners are of the opinion that it is necessary for the protection of property and the citizens of the Borough of Allenhurst that regulations and restrictions be imposed during the Halloween period, in order to prevent vandalism and to preserve law and order in the Borough of Allenhurst during said period of time;

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

I. That no persons under the age of 18 years shall be permitted in any public place, public street, or public property in the Borough of Allenhurst between the hours of 8:00 P.M. and 6:00 A.M., prevailing time, on each and every day during the period from October 30 through October 31, 2020, inclusive, unless such person shall, during said hours, be returning from work, night school, fraternity, church, social or school meeting, or enroute to and returning from a physician's office or dentist's office where treatment is to be rendered or has been rendered by such physician or dentist, or is accompanied by his or her guardian or parent over the age of 18 years.

That during said hours and days, no person shall wear any appliance for the purpose of covering any portion of his or her face, or partial mask, in any public place, public street or public property in the Borough of Allenhurst.

II. That all persons, regardless of age, excepting those who are attending minor children, who shall participate in the traditional Halloween activity of "Trick or Treat", within the Borough of Allenhurst on October 31, 2020, shall be in costume, and, shall curtail all "Trick or Treat" activities by 8:00 PM on this date.

That any person who is a parent, guardian or standing in loco parents of any person under the age of 18 years who permits, consents or allows any person under the age of 18 years to violate the provisions of this resolution of any part thereof, shall likewise be guilty of a violation of this resolution.

That any person who shall violate this resolution shall be subject upon conviction to a fine not exceeding \$200.00 or imprisonment of not more than 30 days, or both, in the discretion of the Municipal Court of the Borough of Allenhurst.

This resolution and proclamation shall take effect immediately upon adoption and approval according to law.

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

RESOLUTION #2020-242

A RESOLUTION IN SUPPORT OF DESIGNATION THE BOROUGH OF ALLENHURST AS A STIGMA-FREE COMMUNITY

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, the Monmouth County Board of Chosen Freeholders, along with the Monmouth County Department of Human Services, supports the designation of Stigma-Free Communities in every municipality, and;

WHEREAS, at their June 26, 2018 meeting the Monmouth County Board of Chosen Freeholders unanimously passed a resolution supporting the designation of Monmouth County as a Stigma-Free Community, and;

WHEREAS, Monmouth County recognizes that one in four Americans has experienced mental illness, including substance use disorders, in a given year according to the National Institute of Mental Health, and;

WHEREAS, mental health problems are more common than cancer and heart disease

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 #2020-246

A RESOLUTION TO APPROVE BILLS (10-15-2020 to 10-31-2020)

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

BE IT RESOLVED, That bills totaling \$885,627.00 be approved for payment; and,
BE IT FURTHER RESOLVED, That the October 31, 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

The Mayor spoke regarding the retirement of Borough Finance Clerk, Veronica Dahl. The Mayor expressed his personal and professional respect for Ronnie, highlighted her exceptional service to the Borough over the past 25 years, and wished her health and happiness in her retirement. Both Commissioner McLoughlin, Commissioner Bolan and the Borough Administrator expressed similar sentiments. Ronnie will truly be missed at the Borough.

The Mayor provided an update on Redevelopment. He advised that the Redevelopers should be contacting the Borough soon with the proposed changes. All information will be made available to the public once received.

Comm. McLoughlin highlighted that the Fire Department is doing a “Candy Run” on Halloween. He thanked them and wanted to take the opportunity to remind all residents to keep the children out of the street and on the sidewalks.

The Mayor also highlighted that curfew will be at 8pm for Halloween and the evening before.

Comm. Bolan expressed his condolences to the family of Ed Simone, the CFO for the Borough of Allenhurst. Mr. Simone passed away during the week. Comm. Bolan commented on what a nice man Mr. Simone was and how grateful he was for Ed’s contributions to the Borough. The Mayor, Comm. McLoughlin and the Borough Administrator concurred.

PUBLIC COMMENTS

There were no public comments.

There being no further business or comments, Comm. McLoughlin moved, seconded by Comm. Bolan that the meeting move to executive session at 7:49 PM. Motion carried.

After reconvening, Mayor McLaughlin moved, seconded by Comm. Bolan that the meeting be adjourned at 8:32pm. Motion carried.

Donna M. Campagna

Donna M. Campagna, RMC
Borough Clerk/Administrator