

**MINUTES  
NOVEMBER 29, 2011**

The Meeting of the Board of Commissioners was held on the above date with Mayor McLaughlin presiding and Commissioners Bolan and McLoughlin answering the roll call. Also in attendance was the Borough Clerk.

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 American Water Company on rate increases.

Renewal Certificate of Approval for Comcast to do business in the Borough of Allenhurst.

**RESOLUTION #1**

**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 November 10, 2011, be ratified and approved.

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

**RESOLUTION #2**

**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 November 10, 2011.

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

**RESOLUTION #3**

**A RESOLUTION TO TRANSFER APPROPRIATIONS**

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

**BE IT RESOLVED**, That the following 2011 appropriations be and are hereby transferred:

<b><u>FROM</u></b>	<b><u>TO</u></b>	<b><u>AMOUNT</u></b>
Elections, O.E.	Planning Board, O.E.	\$ 30.00
Garbage & Trash, O.E.	MOMV	1,700.00
Garbage & Trash, O.E.	Parks & Playground, O.E.	1,500.00
Street Lighting	Water	2,025.00
Street Lighting	Telephone	1,250.00

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

**RESOLUTION #4**

**A RESOLUTION TO REFUND OVERPAYMENT OF TAXES**

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

**WHEREAS**, The Borough of Allenhurst has received from the Tax Court of New Jersey judgment(s) reducing the assessment on certain property for the years indicated; and,

**WHEREAS**, the taxes on the indicated properties for the years indicated are overpaid; and,

**WHEREAS**, A stipulation having been filed with the judgment indicating the relief from the same be made by way of credit to the taxpayer's account; and,

**NOW, THEREFORE, BE IT RESOLVED**, That the finance Department is hereby authorized to issue an individual check to the Borough of Allenhurst, where a credit is to be given rather than a refund, as shown below charging taxes for the year indicated in the amount of \$424.45.

BLOCK	LOT	OWNER	YEAR	AMOUNT
14	4.01	Borough of Allenhurst Account of Anthony J. Mauro	2010	\$424.45

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

**RESOLUTION #5**

**A RESOLUTION TO APPROVE RAFFLE LICENSE**

Offered By: Mayor McLaughlin

Seconded By: Comm. Bolan

**BE IT RESOLVED**, By the Board of Commissioners of the Borough of Allenhurst, that a non-draw raffle license, #12-01, be granted to the Allenhurst Fire Department, No. 1, which raffle shall be held on Sunday, January 1, 2012, from 1:00 PM to 5:00 PM, at the Allenhurst Firehouse, 318 Hume Street, Allenhurst.

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

**RESOLUTION #6**

**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;

**WHEREAS**, Funds for these purposes are provided for in various accounts within the current budget, and the CFO has so certified; and,

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

NJ Fire Equipment – turn-out gear - \$9,381.45  
West End – KB, LLC – temporary repair of cabanas - \$5,000.00  
Avery Tree Service – emergency removal of split tree - \$3,800.00  
Eagle Point Gun – ammunition for Police Dept. - \$3,442.29

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

**RESOLUTION #7**

**A RESOLUTION TO AUTHORIZE BOND ANTICIPATION NOTE**

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

**WHEREAS**, The Clerk requested rates for Bond Anticipation Notes; and,

**WHEREAS**, The following institutions submitted quotes:

Central Jersey Bank - \$1.20%

Oppenheimer Co. - \$2.125%

**NOW, THEREFORE BE IT RESOLVED**, That the Board of Commissioners of the Borough of Allenhurst authorizes a Bond Anticipation Note in the amount of \$643,250.00 to Central Jersey Bank for a period of twelve months commencing on November 23, 2011 and maturing on November 22, 2012, at an interest rate of 1.20%.

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

**RESOLUTION #8**

**A RESOLUTION TO APPROVE**

**SHARED SERVICES AGREEMENT WITH MONMOUTH COUNTY**

Offered By: Mayor McLaughlin

Seconded By: Comm. McLoughlin

**WHEREAS**, The State of New Jersey has mandated the use of the MODIV Property Assessment Computer System for all New Jersey Municipalities; and,

**WHEREAS**, The Board of Chosen Freeholders of the County of Monmouth, in conjunction with the County Board of Taxation, is offering the County's MOD IV Property Assessment Computer System services to the municipalities; and,

**WHEREAS**, A Shared Services Agreement has been proposed for this purpose, pursuant to N.J.S.A. 40A:65-1 et seq.; and,

**WHEREAS**, It is in the best interest of the Borough of Allenhurst to enter into such an Agreement;

**NOW, THEREFORE, BE IT RESOLVED**, By the Board of Commissioners of the Borough of Allenhurst, that the agreement entitled, "**Agreement Between the County of Monmouth and the Borough of Allenhurst for MODIV Property Assessment Computer Services**", on file in the Borough Clerk's office, be approved for the First of January, 2012 through December 31, 2021; and,

**BE IT FURTHER RESOLVED**, That the Mayor and Clerk be and are hereby authorized and directed to execute the contract agreement.

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

**RESOLUTION #9**

**A RESOLUTION TO CANCEL GENERAL CAPITAL APPROPRIATIONS**

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

**WHEREAS**, Certain General Capital Improvement appropriation balances remain dedicated to projects now completed; and,

**WHEREAS**, It is necessary to formally cancel said balances so that the unexpended balance may be returned to each respective Capital Improvement Fund or credited to Surplus, and unused debt authorization may be canceled;

**NOW, THEREFORE, BE IT RESOLVED**, By the Mayor and Commissioners of the Borough of Allenhurst, County of Monmouth, State of New Jersey, that the following unexpended and dedicated balances of General Capital Appropriation be canceled:

ORDINANCE No.	PROJECT	AMOUNT CANCELED
98-09	Improvement to Computer System	\$30.06
99-10	Acquisition of Fire Pumper	\$47.77
03-10	Ocean Place Sewer Improvements	\$10.69

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

#### **RESOLUTION #10**

##### **A RESOLUTION TO ISSUE BOND ANTICIPATION NOTES**

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

**WHEREAS**, The Borough of Allenhurst, on October 11, 2005, finally passed and adopted an Ordinance authorizing Road Improvements, as set forth in the said ordinance; and,

**WHEREAS**, The Mayor and Commissioners of the Borough of Allenhurst deem it necessary and advisable on November 29, 2011 to issue a Bond Anticipation Note in the amount of fifty-four thousand two hundred thirty-seven dollars and 26/100 (\$54,237.26) in connection with financing of same and said Notes are about to become due;

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

1. That a Bond Anticipation Note of the Borough of Allenhurst in the County of Monmouth and State of New Jersey in the amount of fifty-four thousand two hundred thirty-seven dollars and 26/100 (\$54,237.26) payable November 29, 2012 is to be issued and executed and held at the Borough of Allenhurst, with interest at an annual rate of 0% on said Note to be payable at the office of the Borough of Allenhurst.
2. Said Note shall be dated November 29, 2011 and shall be payable November 29, 2012.
3. Said Note shall bear interest at the annual rate of 0%.
4. The Borough Chief Financial Officer is hereby authorized and directed to execute said Note on the part of the Borough of Allenhurst.

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

#### **RESOLUTION #11**

##### **A RESOLUTION TO ISSUE BOND ANTICIPATION NOTES**

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

**WHEREAS**, The Borough of Allenhurst, on March 14, 2005, finally passed and adopted an Ordinance authorizing the Improvements to Public Buildings and Grounds, as set forth in the said ordinance; and,

**WHEREAS**, The Mayor and Commissioners of the Borough of Allenhurst deem it necessary and advisable on November 29, 2011 to issue a Bond Anticipation Note in the amount of eighteen thousand seven hundred fifty dollars and 00/100 (\$18,750.00) in connection with financing of same and said Notes are about to become due;

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

1. That a Bond Anticipation Note of the Borough of Allenhurst in the County of Monmouth and State of New Jersey in the amount of eighteen thousand seven hundred fifty dollars and 00/100 (\$18,750.00) payable November 29, 2012 is to be issued and executed and held at the Borough of Allenhurst, with interest at an annual rate of 0% on said Note to be payable at the office of the Borough of Allenhurst.

2. Said Note shall be dated November 29, 2011 and shall be payable November 29, 2012.
3. Said Note shall bear interest at the annual rate of 0%.
4. The Borough Chief Financial Officer is hereby authorized and directed to execute said Note on the part of the Borough of Allenhurst.

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

## **RESOLUTION #12**

### **A RESOLUTION TO ISSUE BOND ANTICIPATION NOTES**

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

**WHEREAS**, The Borough of Allenhurst, on March 25, 2008, finally passed and adopted an Ordinance authorizing Improvements for handicapped Access to the Beach, as set forth in the said ordinance; and,

**WHEREAS**, The Mayor and Commissioners of the Borough of Allenhurst deem it necessary and advisable on November 29, 2011 to issue a Bond Anticipation Note in the amount of sixteen thousand six hundred forty-eight dollars and 43/100 (\$16,648.43) in connection with financing of same and said Notes are about to become due;

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

1. That a Bond Anticipation Note of the Borough of Allenhurst in the County of Monmouth and State of New Jersey in the amount of sixteen thousand six hundred forty-eight dollars and 43/100 (\$16,648.43) payable November 29, 2012 is to be issued and executed and held at the Borough of Allenhurst, with interest at an annual rate of 0% on said Note to be payable at the office of the Borough of Allenhurst.
2. Said Note shall be dated November 29, 2011 and shall be payable November 29, 2012.
3. Said Note shall bear interest at the annual rate of 0%.
4. The Borough Chief Financial Officer is hereby authorized and directed to execute said Note on the part of the Borough of Allenhurst.

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

## **RESOLUTION #13**

### **A RESOLUTION TO ISSUE BOND ANTICIPATION NOTES**

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

**WHEREAS**, The Borough of Allenhurst, on August 12, 2008, finally passed and adopted an Ordinance authorizing the Purchase of a Tractor and Attachments, as set forth in the said ordinance; and,

**WHEREAS**, The Mayor and Commissioners of the Borough of Allenhurst deem it necessary and advisable on November 29, 2011 to issue a Bond Anticipation Note in the amount of five hundred twenty dollars and 00/100 (\$520.00) in connection with financing of same and said Notes are about to become due;

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

1. That a Bond Anticipation Note of the Borough of Allenhurst in the County of Monmouth and State of New Jersey in the amount of five hundred twenty dollars and 00/100 (\$520.00)

payable November 29, 2012 is to be issued and executed and held at the Borough of Allenhurst, with interest at an annual rate of 0% on said Note to be payable at the office of the Borough of Allenhurst.

2. Said Note shall be dated November 29, 2011 and shall be payable November 29, 2012.
3. Said Note shall bear interest at the annual rate of 0%.
4. The Borough Chief Financial Officer is hereby authorized and directed to execute said Note on the part of the Borough of Allenhurst.

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

#### **RESOLUTION #14**

##### **A RESOLUTION TO ISSUE BOND ANTICIPATION NOTES**

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

**WHEREAS**, The Borough of Allenhurst, on February 27, 2007, finally passed and adopted an Ordinance and on February 26, 2008 finally passed and adopted an amendment to said ordinance authorizing Beach Club Improvements, as set forth in the said ordinance; and,

**WHEREAS**, The Mayor and Commissioners of the Borough of Allenhurst deem it necessary and advisable on November 29, 2011 to issue a Bond Anticipation Note in the amount of one hundred eighteen thousand seven hundred forty-nine dollars and 32/100 (\$118,749.32) in connection with financing of same and said Notes are about to become due;

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

1. That a Bond Anticipation Note of the Borough of Allenhurst in the County of Monmouth and State of New Jersey in the amount of one hundred eighteen thousand seven hundred forty-nine dollars and 32/100 (\$118,749.32) payable November 29, 2012 is to be issued and executed and held at the Borough of Allenhurst, with interest at an annual rate of 0% on said Note to be payable at the office of the Borough of Allenhurst.
2. Said Note shall be dated November 29, 2011 and shall be payable November 29, 2012.
3. Said Note shall bear interest at the annual rate of 0%.
4. The Borough Chief Financial Officer is hereby authorized and directed to execute said Note on the part of the Borough of Allenhurst.

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

#### **RESOLUTION #15**

##### **A RESOLUTION TO AUTHORIZE BIDS TO REFURBISH POOL AT ALLENHURST BEACH CLUB**

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

**BE IT RESOLVED**, That the Borough Clerk is hereby authorized and directed to receive bids to refurbish the pool at the Allenhurst Beach Club.

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

## **RESOLUTION #16**

### **A RESOLUTION TO APPROVE VICE VERSA TRIATHLON**

Offered By: Comm. Bolan

Seconded By: Comm. McLoughlin

**WHEREAS**, Jersey Shore Multi Sport has requested permission to run the Vice Versa Triathlon through the Borough of Allenhurst on July 7, 2012; and,

**WHEREAS**, the Jersey Shore Multi Sport has provided a parade route and will provide a Certificate of Insurance for this event;

**NOW, THEREFORE, BE IT RESOLVED**, By the Board of Commissioners, that approval is hereby given to Jersey Shore Multi Sport to run the Vice Versa Triathlon through Allenhurst on July 7, 2012, contingent upon the Borough receiving the Certificate of Insurance prior to the event.

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

## **RESOLUTION #17**

### **A RESOLUTION TO APPROVE JERSEY PRIDE TRIATHLON**

Offered By: Comm. Bolan

Seconded By: Comm. McLoughlin

**WHEREAS**, Split Second Racing has requested permission to conduct the bike portion of the Second Annual Jersey Pride Triathlon through the Borough of Allenhurst on July 8, 2012; and,

**WHEREAS**, Split Second Racing will provide parade route, Certificate of Insurance, and safety police for this event;

**NOW, THEREFORE, BE IT RESOLVED**, By the Board of Commissioners, that approval is hereby given to Split Second Racing to run the bike portion of the Second Annual Jersey Pride Triathlon through Allenhurst on July 8, 2012, contingent upon the Borough receiving the parade route and Certificate of Insurance prior to the event.

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

## **RESOLUTION #18**

### **A RESOLUTION TO APPROVE BILLS AND PAYROLL (11/16/11 - 11/30/11)**

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

**BE IT RESOLVED**, That bills and payrolls totaling \$119,628.29 be approved for payment; and,

**BE IT FURTHER RESOLVED**, That the November 29<sup>th</sup> consolidated bill list be attached hereto and made a part thereof.

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

## **PUBLIC HEARING**

Mayor McLaughlin discussed painting the Borough's water tower. He stated he would like to get an estimate on determining its structural integrity and then an estimate for painting.

Cathy Caulfield, 215 Cedar Avenue, asked about the lifeguard station. Mayor McLaughlin explained that Takanassee is trying to get rid of two of the stations and the Borough was interested in acquiring one. He stated there are problems, however, because the stations are not on an historic register and they may be costs associated which will make it prohibitive. If the Borough did acquire it, they would use it for a museum, and perhaps a community center.

Mrs. Caulfield stated it would be very expensive to renovate. They should use that money to refurbish the tennis courts.

John Zazzarino, Loch Arbour Board of Trustees President, talked about Bradley Cove and putting in a station there. The County would like to see a resolution from the Borough.

President Zazzarino stated he sent a letter to the Mayor a couple of weeks ago. There has been talk in the Village about starting up the Sparsely Populated Communities clock again. He wanted to know how the Commissioners felt about it.

Mayor McLaughlin stated that Paul has called him and he understands why he wants to do it. They can't do anything until they get answers from the State. He doesn't know what the point would be to do it before then. The subcommittee is meeting on December 6th. They should wait for that at least.

President Zazzarino stated there should be a timeline on when they are going to the State with their questions.

Mayor McLaughlin commented that even when they have those answers, they have to determine how this is a good deal for both towns. There is a lot of animosity over losing the police contract.

Comm. McLoughlin stated he would like to hear what the Committee says. Once they have the answers, they should hold public hearings.

President Zazzarino talked about having the State help them with expenses and possibly hiring a consultant.

Comm. McLoughlin thought it was a great idea.

Mayor McLaughlin suggesting waiting until after the December 6<sup>th</sup> meeting and see what the sub-committee has to say.

President Zazzarino asked for a letter regarding a timeline and Comm. Bolan stated they should see what the subcommittee suggests.

Adele Gannon, 318 Allen Avenue, stated as far as Princeton and Princeton Boroughs' merger, there was nothing about education. Comm. Bolan stated both towns used the same school system. Mrs. Gannon stated the State wants small towns to merge, perhaps they can offer an incentive as far as the education part of it goes.

Comm. Bolan added that there is also a question on whether students who are in their last year in Ocean will be allowed to graduate from Ocean and who would pay.

Dennis Sternberg, One Cedar Avenue, spoke against the lifeguard station. He stated it is just an old wood building. It is obsolete and has no historic value. It will do no good for Allenhurst. It is a big mistake to even consider it.

Dr. Sternberg stated if money is being spent at the Club, it would be nice to see new roofs on the cabanas and to fix up the little shed there the lifeguard stuff is kept. He asked if the north end of the boardwalk was going to be replaced.

Mayor McLaughlin stated they will continue to replace the boardwalk going north. They may get another 1/3 of it done this year.

Dr. Sternberg told the Commissioners they were doing a great job with the town.

Dr. Sternberg then told the Commissioners that he would be extremely wary of any promises from the State unless they were written in stone. There are mini municipal megalomaniacs in many small towns. These Commissions are not. Once done, it cannot be undone.

Mrs. Gannon asked if there were any new businesses in town and Mayor McLaughlin stated a new energy trading company is opening next to Allenhurst Car Care. He has also hear about a health



shop by the dance studio, but has no direct information on that.

Dr. Sternberg asked about putting in a sign saying, “Allenhurst Substation” by the JCP&L lot to discourage speeders coming in from town on Main Street.

Mayor McLaughlin stated it was a good idea. He has seen cruisers parked on the “S” curve on Ocean Avenue to deter speeders. He will talk to the Chief.

Doug Caron, Public Works Superintendent, spoke to the Board concerning Beach Club issues. He discussed the repairs that must be made to the wellpoints, a new security system and resurfacing of the pools.

After some discussion on Beach Club issues, and there being no further comments or discussion, Comm. Bolan moved, seconded by Comm. McLoughlin, that the meeting be adjourned. Motion carried.

Lori L. Osborn, RMC  
Clerk-Administrator