

MINUTES
July 13, 2022

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 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:

- Farmingdale Resolution 57-2022 and Neptune City Resolution 85-2022 Supporting Concurrent Resolution 31 Increasing Property Tax Deduction for Veterans
- Farmingdale Resolution 58-2022 and Neptune City Resolution 84-2022 Opposing A-1294 and S-2103 and urging not to advance further
- Farmingdale Resolution 59-2022 and Neptune City Resolution 80-2022 Urging Passage of S-330 Restoring Full Payments of the Energy Receipts Tax to Municipalities

ORDINANCES

ORDINANCES FIRST READING

ORDINANCE #2022-13 – First Reading

ORDINANCE NO.: 2022-13

**AN ORDINANCE AMENDING AND SUPPLEMENTING
THE CODE OF THE BOROUGH OF ALLENHURST.**

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 the following sections of the Code of the Borough of Allenhurst to establish certain penalties to be payable upon conviction of violations thereof.

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 III, Section 3-7.1 “Penalties” be and is hereby revised by deleting the existing section A3-7.1” and replacing it with the following:

Penalties. Any person, firm, or corporation who shall violate any provision of the subsections 3-7 “Disorderly conduct” subsections a. through u. therein, shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be subject to a fine as set forth below:

Section	Entitled	Fine Payable, 1 st offense	Fine Payable, subsequent offenses
3-7.1 a	Loitering Prohibited	\$176 + \$24CC	\$276 + \$24CC
3-7.1 b	Under Influence in Public	\$476 + \$24CC	\$776 + \$24CC
3-7.1 c	Indecent Language in Public	\$176 + \$24CC	\$276 + \$24CC
3-7.1 d	Indecent Language at home, but audible to Public	\$176 + \$24CC	\$276 + \$24CC
3-7.1 e	Indecent Language to passersby	\$176 + \$24CC	\$276 + \$24CC
3-7.1 f	Obstructing Persons in Public Place	\$476 + \$24CC	\$776 + \$24CC
3-7.1 g	Begging or Soliciting	\$176 + \$24CC	\$276 + \$24CC
3-7.1 h	Disturbance of the public peace and quiet	\$476 + \$24CC;	\$776 + \$24CC
3-7.1 i	Disturbance of public meeting	\$476 + \$24CC	\$776 + \$24CC
3-7.1 j	Exhibition of obscene object	\$476 + \$24CC	\$776 + \$24CC

RESOLUTION #2022-126
A RESOLUTION TO AUTHORIZE TRANSPORTATION TRUST FUND GRANT
AGREEMENT

Offered By: Comm. McLoughlin

Seconded By: Mayor McLaughlin

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 2023; and

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

- Improvements to Elberon Avenue from Main Street to Ocean Place.

WHEREAS, the Borough of Allenhurst shares the Elberon Avenue right-of-way with the Village of Loch Arbour from the most easterly limit to Norwood Avenue (NJ State Highway Route 71) and agrees to the full construction of the Improvements within Elberon Avenue. The Borough of Allenhurst further agrees to manage the bidding and award of the combined project. However, each municipality will be responsible for engineering, inspection and contract administration for their portion of the roadway.

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-2023-Improvements to Elberon Avenue - 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; Mayor McLaughlin-AYE

RESOLUTION #2022-127
A RESOLUTION TO CONFIRM RETIREMENT BENEFITS

Offered By: Comm. McLoughlin

Seconded By: Mayor McLaughlin

WHEREAS, James Rogers has filed for retirement from the P.F.R.S. effective July 1, 2022; and,

WHEREAS, Pursuant to the Police and Fire Retirement System and the Borough's Personnel Policy, employees who retire from the P.F.R.S. with the required number of years of service; are entitled to certain benefits; and,

WHEREAS, James Rogers meets the retirement system requirements;

NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners, the following retirement benefits be confirmed:

1. Medical Benefits for Retiree and his family, through the NJ State Health Benefits Program, effective July 1, 2022 until the death of the retiree.
2. Accumulated Sick Days:
Days accumulated through June 30, 2022:
Capped @ \$15,000 to be paid by July 31, 2022.
3. Accumulated and earned vacation.
Vacation earned from January 1, 2022 through June 30, 2022:
10 days x 2022 rate of pay at \$452.19 = \$4,521.90
Total due for earned vacation: \$4,521.90 to be paid by July 31, 2022.

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

RESOLUTION #2022-128

A RESOLUTION TO APPROVE MEMBERS IN ALLENHURST FIRST AID SQUAD

Offered By: Comm. McLoughlin

Seconded By: Mayor McLaughlin

WHEREAS, The Membership Committee of Allenhurst First Aid Squad has received an applications for membership from Abe Harary, Rahamim Levy, and Nicole Vaknin; and,

WHEREAS, The Membership Committee has advised the Board of Commissioners that Abe Harary, Rahamim Levy, and Nicole Vaknin are acceptable for membership;

NOW, THEREFORE, BE IT RESOLVED, That Abe Harary, Rahamim Levy, and Nicole Vaknin are approved for membership in Allenhurst First Aid Squad, pending a criminal history check; and,

BE IT FURTHER RESOLVED, That the Borough Clerk be and is hereby authorized to execute the necessary paperwork on behalf of the aforementioned applicant.

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

RESOLUTION #2022-129

A RESOLUTION TO APPROVE MEMBER IN ALLENHURST FIRE DEPARTMENT

Offered By: Comm. McLoughlin

Seconded By: Mayor McLaughlin

WHEREAS, The Membership Committee of Allenhurst Fire Department has received an application for membership from Patrick J. Chambrovich; and,

WHEREAS, The Membership Committee has advised the Board of Commissioners that Patrick J. Chambrovich is acceptable for membership;

NOW, THEREFORE, BE IT RESOLVED, That Patrick J. Chambrovich is approved for membership in Allenhurst Fire Department, pending a criminal history check; and,

BE IT FURTHER RESOLVED, That the Borough Clerk be and is hereby authorized to execute the necessary paperwork on behalf of the aforementioned applicants.

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

RESOLUTION #2022-130

A RESOLUTION TO HIRE SEASONAL EMPLOYEES

Offered By: Comm. McLoughlin

Seconded By: Mayor McLaughlin

BE IT RESOLVED, That the following be hired for the 2022 summer season commencing on June 24, 2022:

Deck	Marcus Blasucci	\$11.90 per hour
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VOTE: Comm. McLoughlin-AYE; Mayor McLaughlin-AYE

RESOLUTION #2022-131

A RESOLUTION TO AMEND WAGES FOR BEACH EMPLOYEES

Offered By: Comm. McLoughlin

Seconded By: Mayor McLaughlin

WHEREAS, Beach Manager, Paul McDonnell, requested that the wages be amended for certain for Beach Employees;

BE IT RESOLVED, By the Board of Commissioners that the hourly wage of be amended as listed below:

	Name	Amended Wage	Effective Date
Recreation	Jane Alto	\$13.90	6-20-2022
Recreation	Lincoln Desposito	\$13.90	6-20-2022
Custodian	Obdulia Serrano	\$20.00	6-20-2022

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

RESOLUTION #2020-132

A RESOLUTION TO APPROVE RAFFLE LICENSE

Offered By: Comm. McLoughlin

Seconded By: Mayor McLaughlin

BE IT RESOLVED, By the Board of Commissioners of the Borough of Allenhurst, that a non-draw raffle license, #RA-2022-02, be granted to the Allenhurst Fire Department, No. 1, which raffle shall be held on Saturday, August 20, 2022, from 7:00PM to 11:00 PM, at the Allenhurst Beach Club, 1A Allen Avenue, Allenhurst.

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

RESOLUTION #2022-133

A RESOLUTION TO APPROVE EXECUTIVE SESSION

Offered By: Comm. McLoughlin

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; Mayor McLaughlin-AYE

RESOLUTION #2022-134

A RESOLUTION TO CONSIDER MORATORIUM WAIVERS

Offered By: Comm. McLoughlin

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 26, 2022**, 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 Monday, July 4, 2022.
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. Dowling, Marianne and Edward – 232 Spier

4 Days from 8am to 5pm.

- Need to install siding around Sliding Door and Garage that was removed in order to install a sliding door that had broken.
- Siding must be installed as soon as available in order to prevent damage to the home.
- Materials are currently on backorder, would like to install as soon as they arrive and should take 3-4 days to complete.

Extension APPROVED

- Four Days – Must let Borough Hall know the dates
- Vehicles in Driveway
- 9am to 5pm and no weekends.

2. Jemal, Douglas – 105 Cedar

2 days from 8am to 5pm

- Waiting or final electrical connection from JCP&L. Once connection is completed will need to perform certain finish work and connect all utilities.
- Extension **DENIED** – Homeowner did not attend the meeting as is required.

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

RESOLUTION #2022-135

A RESOLUTION TO APPROVE BILLS (6-29-2022 to 7-13-2022)

Offered By: Comm. McLoughlin

Seconded By: Mayor McLaughlin

BE IT RESOLVED, That bills totaling \$172,323.86 be approved for payment; and,
BE IT FURTHER RESOLVED, That the July 13, 2022 consolidated bill list be attached hereto and made a part thereof.

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

ITEMS FOR DISCUSSION:

The Mayor offered condolences to the family and friends of Allenhurst Commissioner Terrence Bolan. The Mayor reminisced that when they asked him to serve on the Board of Commissioners Terry agreed to only one term. That turned into several years. His expertise was invaluable to the town dealing with insurance issues after Hurricane Sandy. He was also a strong proponent of the refurbishment of the Railroad Plaza Park, as well as many other contributions to the town. Commissioner Bolan always had a smile and was a friend, whether you agreed with him or not. The Mayor stated that Commissioner Bolan was an asset to the town, and most of all, a friend that will be truly missed.

Commissioner McLoughlin concurred and offered his condolences to Terry's wife and daughters.

The Mayor thanked the Fire and Police Departments for the outstanding job they did at Terry's service.

The Fire Chief gave his monthly report.

Doug Caron, of Spier Avenue, stated that now that he has retired, he has the time to look around and watch the town. He stated that the Police Specials are doing a good job and give the Police a lot of credit. He stated that the staff at Borough Hall does a great job with very limited staff and deserves more credit than they receive. He also gave kudos to the Department of Public Works and said the town has never looked better. Mr. Caron also thanked the Commissioners and stated that he appreciates the number of hours and dedication that they put into the town. Finally, he wanted to pay his respects upon the passing of Commissioner Bolan. Mr. Caron stated that he will always remember his infectious smile.

PUBLIC COMMENTS

There were no public comments.

There being no further business or comments, Comm. McLoughlin moved, seconded by Mayor McLaughlin that the meeting move to executive session at 8:05 PM. Motion carried.

After reconvening, Mayor McLaughlin moved, seconded by Comm. McLoughlin that the meeting be adjourned at 9:00 PM. Motion carried

Donna M. Campagna

Donna M. Campagna
Administrator/Clerk