

**MINUTES**  
**August 23, 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 and Commissioner Cumiskey 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.

**Presentation to Retired Sergeant James Rogers by Assemblywomen Marilyn Piperno and Kim Eulner**

- The Assemblywomen shared a Resolution from the NJ General Assembly commending Sergeant Rogers on his 25 years of service to the community.

**COMMUNICATIONS:**

- Township of Ocean Board Resolutions approving meeting dates for the Board of Adjustment and the Planning Board for the upcoming 2022-2023 year.
- Notice of a 9/1/2022 Public Hearing from JCP&L, where they are seeking approval from the Board of Public Utilities (BPU) for the Universal Service Fund (USF) and Lifeline components of the electric Societal Benefits Charges (SBC) to become effective on October 1, 2022.
- Notice of a 9/1/2022 Public Hearing from JCP&L, where they are seeking approval from the BPU for the procurement of Basic Generation Service (BGS) supply through a statewide competitive auction process, with the new BGS to become effective 6/1/2023.
- Notice of a 9/1/2022 Public Hearing from JCP&L, where they are seeking approval from the BPU for deferred balances accumulated with respect to the Solar Renewable Energy Certificate Financing Component (SREC Component), the Transition Renewable Incentive Program Component (TREC Component), the Energy Efficiency and Conservation Program Component (EE&C Component) and the Rider RRC-RGGI Recovery Charge (Rider RRC) through December 31, 2021.
- Notice of a 9/1/2022 Public Hearing from JCP&L, where they are seeking approval from the BPU for deferred balances accumulated with respect to the Demand Side Factor (DSF) , Uncollectable Accounts Charge (UNC) and Nuclear Decommissioning Costs (NDC) components of the Company's SBC accumulated from January 1, 2020 through December 31, 2021.
- Borough of Highlands Resolution 22-184 Supporting Concurrent Resolution 31 Increasing Property Tax Deduction for Veterans

**ANNOUNCEMENTS:**

There will be a special meeting held on Wednesday, August 31, 2022, at 8pm at the Allenhurst Fire House. The meeting is being held for the purposes of discussing redevelopment of the former JCP&L sites and implications of the Builder's Remedy action brought by the owners of the property.

**ORDINANCES**

**ORDINANCES - First Reading**

**ORDINANCE 2022-14**

**AN ORDINANCE REVISING THE PARKING  
ORDINANCES 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 there was a clerical error in the Parking Ordinances at Chapter 7, Section 14; and

**WHEREAS**, the Borough Council of the Borough of Allenhurst has determined it is in the best interests of the community to revise that portion of its existing Parking Ordinances to rectify the clerical error;

**SECTION 1.** Chapter 7 of the Borough Code, section 14 (7-14) be and is hereby corrected to read as follows:

Elberon Avenue	Northerly	Eastward from Ocean Place to its terminus (Pursuant to Ordinance No. 2004-05, Section 1B, during the period commencing June 1 and ending September 15, parking is <b>not</b> permitted during the hours of 8:00 a.m. and 6:00 p.m. or Saturdays, Sundays and holidays between Ocean Avenue and the beach.)
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**SECTION 3.** If any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions of applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

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

## A RESOLUTION TO RATIFY AND APPROVE MINUTES

Seconded By: Mayor McLaughlin

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

## A RESOLUTION TO DISPENSE WITH READING OF MINUTES

Seconded By: Mayor McLaughlin

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

## A RESOLUTION TO HIRE SEASONAL EMPLOYEES

Seconded By: Mayor McLaughlin

Poolside	Sam Nudelman	\$11.90	per hour	Commencing 7-18-22
Poolside	Vinny Carasia	\$11.90	Per hour	Commencing 7-18-22
Poolside	Sonny Carasia	\$13.75	Per hour	Commencing 5-28-22
Poolside	William Nagel	\$11.90	Per hour	Commencing 5-28-22

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

**RESOLUTION #2022-157**

**A RESOLUTION RECOGNIZING INTERNATIONAL OVERDOSE AWARENESS DAY**

Offered By: Comm. McLoughlin

Seconded By: Mayor McLaughlin

**WHEREAS**, each year we lose thousands of people from drug overdose globally. Some survive, but suffer a permanent injury, with devastating impact to their family and friends; and

**WHEREAS**, the Borough of Allenhurst is not immune. You may have seen it to happen to people around you. Tomorrow, it could happen to a loved one. This is not an invisible issue; and

**WHEREAS**, International Overdose Awareness Day provides an opportunity for us to reflect on practical ways to prevent overdose in our community. Overdose is preventable. Knowing the real facts about drugs and what to do when seeing someone experiencing an overdose does save lives. International Overdose Awareness Day events that aim to educate our communities about drugs can help.

**NOW THEREFORE BE IT RESOLVED**, by the Board of Commissioners of the Borough of Allenhurst that August 31, 2022 be recognized as International Overdose Awareness Day in the Borough of Allenhurst to make citizens aware of this devastating situation.

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

**RESOLUTION 2022-158**

**AUTHORIZING AGREEMENT WITH MONMOUTH COUNTY LINC'S AGENCY FOR USE OF PRIVATE FACILITIES FOR MASS PROPHYLAXIS/VACCINATIONS**

Offered By: Comm. McLoughlin

Seconded By: Mayor McLaughlin

**WHEREAS**, professional and support staff from the public and private sector represent the front-line resources and local foundation for preparedness and response to public health threats and emergencies, as well as for local public health system assessment and planning, in accordance with good public health practices, and;

**WHEREAS**, during any such emergencies, personnel and facilities must be identified as being available to the greatest extent possible, to be used to dispense prophylactic medications and/or vaccinations to prevent illness and stop the spread of disease, and;

**WHEREAS**, the Public Health Emergency Response Plan requires the identification of private and public facilities which can be used on a temporary basis, in emergent situations, such as natural disasters or bioterrorism attacks, to provide mass dispensing of medications/vaccinations to the public, and;

**WHEREAS**, it is critical that these resources and their capacities and performance be thoroughly prepared for, and on-call, as a recognized community resource to ensure the safety and welfare of the public, and;

**WHEREAS**, these facilities are being identified, coordinated, and their capabilities enhanced in close collaboration with the LINC'S Agency, local health department, the New Jersey Department of Health (NJDOH) and other public healthcare partners within each local region, and on a statewide basis as part of the Public Health Emergency Response Plan to provide the appropriate medical services to safeguard the entire population within the local region and the State of New Jersey.

**NOW THEREFORE BE IT RESOLVED**, by the governing body of the Borough of Allenhurst, in the County of Monmouth, State of New Jersey that the Mayor and/or Borough Administrator are authorized to execute an agreement with the Monmouth County LINC'S Agency, to partner to the greatest extent possible, in the event of a public health emergency, and authorizes use of the Allenhurst firehouse, as a facility for Mass Prophylaxis/Vaccination.

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

## Offered By: Comm. McLoughlin

**WHEREAS**, the State Health Benefits Program (SHBP), governed by N.J.S.A. 52:14-17.25 et seq., offers medical, prescription drug, and dental coverage to qualified State and participating local government public employees, retirees, and eligible dependents; and

**WHEREAS**, all SHBP plans are self-funded meaning that the money paid out for benefits comes directly from a SHBP fund supplied by the State, participating local employers, and member premiums; and

**WHEREAS**, the Division of Pensions and Benefits is responsible for the daily administrative activities of the SHPB, the State Health Benefits Commission is the executive organization responsible for overseeing the SHBP; and

**WHEREAS**, the State Health Benefits Commission, comprised of state officials and union representatives, annually consider the calendar year premium levels for the Local Government Employer Group of the SHBP based on recommendations found in the Rate Setting Recommendation Analysis of the Local Government Employee Group; and

**WHEREAS**, the preliminary rate increase for the 2023 Local Government Employer Group is 22.8%, which includes a 21.6% increase for Active, a 13% increase in Early Retiree, and a 0.7% increase for Medicare Retiree; and

**WHEREAS**, subsequent news accounts has Department of Treasury noting “rates for active members and early retirees would likely be increase between 12-20% across the various plans for the upcoming year”; and

**WHEREAS**, such proposed exorbitant rate increases will fall upon the local property taxpayer along with the local public employees at a time where there is record inflation, and

**WHEREAS**, the proposed premium increase for most active employees will take thousands more out of their paychecks annually and lead to huge costs for local governments that will translate into higher property tax bills for struggling families; and

**NOW, THEREFORE, BE IT RESOLVED**, by the governing body of Borough of Allenhurst in the county of Monmouth call up the State Health Benefit Commission to reconsider the rate increase and strike a rate increase that is appropriate in the current economic conditions; and

**BE IT FURTHER RESOVLED**, that the governing body of the Borough of Allenhurst in the county of Monmouth urge the legislature to adopt legislation expanding the composition of the State Health Benefits Commission to include representatives from both municipal and county government management; and

**BE IT FURTHER RESOLVED** that a copy of this resolution be forwarded to Governor Murphy, State Treasurer Muoio, Senate President Scutari, Assembly Speaker Coughlin, Senator Vin Gopal, Assemblywoman Kimberly Eulner, Assemblywoman Marilyn Piperno, and New Jersey State League of Municipalities.

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

## Offered By: Comm. McLoughlin

**BE IT RESOLVED,** That the following refund of ABC fees be approved:

MEMBER NAME	AMOUNT	
Mitch Brown	\$255	Recreation

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

**RESOLUTION #2022-161**  
**A RESOLUTION TO REFUND OVERPAYMENT OF TAXES DUE TO PROPERTY**  
**TAX DEDUCTION**

Seconded By: Mayor McLaughlin

**BE IT RESOLVED**, by the Board of Commissioners of the Borough of Allenhurst, that upon the recommendation of the Tax Collector, a refund be made to the taxpayers shown below due to an overpayment of taxes on the years indicated. The overpayment is the result of an error in which the Veteran Deduction was removed from the property where it had previously been granted.

**NOW THEREFORE BE IT RESOLVED**, that the Finance Office is hereby authorized to issue an individual check(s) to the taxpayer(s) shown below in the total amount of \$750.00.

BLOCK	LOT	OWNER	DEDUCTION	YEAR	AMOUNT
10	5	Ralph N DiGlio	Veteran	2019	250.00
		308 Cedar Avenue		2020	250.00
		Allenhurst, NJ 07711		2021	250.00

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

**RESOLUTION #2022-162**

## A RESOLUTION TO REFUND OVERPAYMENT OF TAXES DUE TO A STATE OF NEW JERSEY TAX COURT JUDGEMENT

Offered By: Comm. McLoughlin

Seconded By: Mayor McLaughlin

**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 certain property for the years indicated are overpaid and,

**BE IT RESOLVED**, by the Board of Commissioners of the Borough of Allenhurst that upon the recommendation of the Tax Collector, the taxes shown below be refunded to the taxpayer shown below due to a State Tax Court Judgment for the years indicated and,

**NOW THEREFORE BE IT RESOLVED**, that the Tax Collector is hereby authorized to refund the overpayment and charge taxes for the years indicated in the total amount of \$1,155.18.

BLOCK	LOT	OWNER	YEAR	AMOUNT
26	2	Irwin, Heinz, PA Trustee for: 505 Cedar Ave, LLC % Centurion 383 Main Street, Suite 101 Chatham, NJ 07928	2021	\$1,155.18

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

**RESOLUTION #2022-163**

## 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; Comm. Cumiskey-AYE; Mayor McLaughlin-AYE.

**RESOLUTION #2022-164**

**A RESOLUTION TO APPROVE BILLS (8-10-2022 to 8-23-2022)**

Offered By: Comm. McLoughlin

Seconded By: Mayor McLaughlin

**BE IT RESOLVED**, That bills totaling \$856,880.44 be approved for payment; and,

**BE IT FURTHER RESOLVED**, That the August 23, 2022 consolidated bill list be attached hereto and made a part thereof.

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

**ITEMS FOR DISCUSSION:**

The Mayor discussed the request by Mr. Chera of Deal to provide Beach Raking for the remainder of the 2022 season. The Department of Public Works Supervisor agreed to the terms presented by the Board of Commissioners. A contract will prepared by the Borough Attorney.

**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 7:45 PM. Motion carried.

After reconvening, Mayor McLaughlin moved, seconded by Comm. McLoughlin that the meeting be adjourned at 9:30 PM. Motion carried

***Donna M. Campagna***

Donna M. Campagna  
Administrator/Clerk