

MINUTES
June 27, 2023

The Meeting of the Board of Commissioners of the Borough of Allenhurst was held on the above date with Mayor McLaughlin presiding, Commissioner McLoughlin, and Commissioner Cumiskey in attendance. 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:

- Borough of Farmingdale Resolution 2023-66 and Borough of Sea Bright Resolution No. 109-2023 both supporting Assembly Bill No. A4789 which supports an increase in Municipal Energy Tax Receipt Property Tax Relief Aid to offset the increase in Local Government Costs for Employee Health Care and Prescription Benefits Coverage.

RESOLUTIONS

RESOLUTION #2023-132

A RESOLUTION TO RATIFY AND APPROVE MINUTES

Offered By: Comm. McLoughlin Seconded By: Comm. Cumiskey

BE IT RESOLVED, That the minutes of the Regular Meeting of June 13, 2023 be ratified and approved.

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

RESOLUTION #2023-133

A RESOLUTION TO DISPENSE WITH READING OF MINUTES

Offered By: Comm. McLoughlin Seconded By: Comm. Cumiskey

BE IT RESOLVED, That the Clerk dispense with the reading of the Regular Meeting of June 13, 2023.

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

RESOLUTION #2023-134

A RESOLUTION TO HIRE SEASONAL EMPLOYEES

Offered By: Comm. McLoughlin Seconded By: Comm. Cumiskey

BE IT RESOLVED, That the following be hired for the 2023 summer season:

	Name	Rate of Pay	
Deck	Stephen Falco	\$12.93	per hour
Office	Annalisa Simons	\$17.00	per hour
Recreation	Steve Cohn	\$15.00	per hour
Public Works	Colin Duchatkiewicz	\$16.00	per hour

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

RESOLUTION #2023-135

A RESOLUTION TO APPOINT ALTERNATE CODE OFFICIAL

Offered By: Comm. McLoughlin

Seconded By: Comm. Cumiskey

WHEREAS, The Board of Commissioners of the Borough of Allenhurst have determined there is a need to appoint an Alternate Code Official to fill in when the Code Official is unavailable; and,

WHEREAS, The Board of Commissioners have determined to appoint Lorenzo W. Dangler to the position of Alternate Official;

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

Lorenzo W. Dangler, be and he is hereby appointed as Alternate Code Official at a rate of \$76.50 per day or part thereof.

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

RESOLUTION #2023-136

A RESOLUTION TO APPROVE JUNIOR MEMBER IN ALLENHURST FIRST AID SQUAD

Offered By: Comm. McLoughlin

Seconded By: Comm. Cumiskey

WHEREAS, The Membership Committee of Allenhurst First Aid Squad has received applications for membership as a Junior Member in the Cadet Program from the following :

Kathryn Calabrese
and:

WHEREAS, The Membership Committee has advised the Board of Commissioners that those listed are acceptable for membership.

NOW, THEREFORE, BE IT RESOLVED, That those listed are approved for membership in Allenhurst First Aid Squad as Junior Members in the Cadet Program.

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; Comm. Cumiskey-AYE; Mayor McLaughlin-AYE

RESOLUTION 2023-137

A RESOLUTION SUPPORTING EFFORTS TO COMMEMORATE THE SEMIQUINCENNIAL OF THE UNITED STATES OF AMERICA

Offered By: Comm. McLoughlin

Seconded By: Comm. Cumiskey

WHEREAS 2026 marks the 250th anniversary of the founding of the United States of America; and

WHEREAS, to observe this momentous occasion, the [U.S. Semiquincentennial Commission](#), established by Congress ([P.L. 114-196](#)) in 2016, and it's supporting non-profit America250, will plan and commemorate on a national level the celebration of our nation's semiquincentennial; and

WHEREAS New Jersey played a significant role during the American Revolution when it saw more battles and skirmishes than any other state and was truly the Crossroads of the American Revolution; and

WHEREAS Governor Philip Murphy and the New Jersey State Legislature in 2018 authorized the creation of a program to plan, encourage, develop, and coordinate the commemoration of the 250th anniversary of the founding of the United States, New Jersey's pivotal role in the American Revolution, and the contributions of its diverse peoples to the nation's past, present, and future; and

WHEREAS, the New Jersey Historical Commission, under the leadership of Secretary of State Tahesha Way, with its non-profit partner Crossroads of the American Revolution established RevolutionNJ to advance the role that history plays in public discourse, community engagement, education, tourism, and scholarship in New Jersey; and

WHEREAS RevolutionNJ will engage New Jerseyans in all 21 counties and 564 municipalities through its officially recognized programs, initiatives, and events; and

WHEREAS, Monmouth County also has a rich history integral to the independence effort, including the critical Battle of Monmouth; and

WHEREAS, Monmouth County Board of County Commissioners has established by

way of resolution, Monmouth County's Committee that will commemorate our nation's semiquincentennial, highlighting Monmouth County's role in the fight for independence, and will coordinate events and activities throughout Monmouth County, working with public and private entities; and

WHEREAS it is fitting and desirable that we commemorate the beginning of our great nation and the role New Jersey and Monmouth County have played over the past 250 years, as well as its present and future role as part of the United States, with particular focus on the individuals, ideas, and events that shaped our Country, State, County and the Borough of Allenhurst; and

WHEREAS, preserving, studying, celebrating and enjoying our history strengthens our communities by way of building bonds amongst our residents, engages our youth in the education about our nation and its founding principles, improves our economies by promoting our unique history and attracting visitors to our community.

NOW, THEREFORE, BE IT RESOLVED, that the BOROUGH OF ALLENHURST Thereby endorses RevolutionNJ and its mission to advance the role that history plays in public discourse, community engagement, education, tourism and scholarship in New Jersey.

IT IS FURTHER RESOLVED that:

1. The BOARD OF COMMISSIONERS OF THE BOROUGH OF ALLENHURST commemorates the 250th anniversary of the establishment of the United States as an independent Nation.
2. The BOARD OF COMMISSIONERS OF THE BOROUGH OF ALLENHURST authorizes the appointment of a committee to develop a plan for this commemoration that will coordinate with the federal, state and county celebration committees and will promote the maximum involvement of our residents, neighborhoods, businesses, schools, historical and civic organizations, and institutions in the commemorations.
3. The BOARD OF COMMISSIONERS OF THE BOROUGH OF ALLENHURST further urges all its residents to reflect upon the significance of this event and the role that our State, County and THE BOROUGH OF ALLENHURST and its people have played in the history and development of our Nation and to participate in this important commemoration, endeavoring to include the stories of all those whose lives are part of history, and understanding that the revolution continues today as we uphold the ideals articulated in our founding documents.

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

RESOLUTION #2023-138

A RESOLUTION AUTHORIZING AN AGREEMENT WITH ISAAC CHERA FOR RAKING OF ADJACENT BEACH

Offered By: Comm. McLoughlin

Seconded By: Comm. Cumiskey

WHEREAS, Isaac Chera ("Chera") owns a section of beach due north and adjacent to the Borough's beach property, which he seeks to have the Borough groom with its beach rake, which is a device used to remove debris from the sand of a beach when towed behind an appropriate tractor, and

WHEREAS, the Borough of Allenhurst rakes its beach every day in the season, and Chera is willing to pay the Borough for including his beach in that daily raking process, and

WHEREAS, the Board of Commissioners of the Borough of Allenhurst has determined that it is both within their powers to contract with Chera and that it is also in the best interests of the Borough of Allenhurst and its citizens to do so; and

WHEREAS, the parties have prepared an Agreement, a copy of which is attached is available at the Borough Clerk's office, to establish the parameters of the service and payment for the same.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Allenhurst, in the County of Monmouth, New Jersey (not less than two-thirds of all the members thereof affirmatively concurring), that the statements contained in the foregoing preamble be and are hereby incorporated into this Resolution as if more fully set forth herein at length, and

BE IT FURTHER RESOLVED, that the Mayor and Clerk be and are hereby authorized to enter into the Agreement with Isaac Chera as described and incorporated herein by reference;

and

BE IT FURTHER RESOLVED, that this Resolution should be effective immediately.

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

RESOLUTION 2023-139

AUTHORIZE LEAD GRANT ASSISTANCE PROGRAM

Offered By: Comm. McLoughlin

Seconded By: Comm. Cumiskey

WHEREAS, effective July 22, 2022, the Legislature enacted P.L. 2021, c. 182, “An Act concerning certain lead-based paint hazard, and residential rental property, and establishing lead-based paint hazard programs, supplementing P.L. 2003, c. 311 (C. 52:27D-437.1 et al.) amending various parts of the statutory law, and making an appropriation;” and

WHEREAS, pursuant to N.J.S.A. 52:27D-437.16(b)(1), a municipality that maintains a permanent local agency for the purpose of conducting inspections and enforcing laws, ordinances, and regulations concerning buildings and structures, is required to inspect for lead-based paint hazards in certain specified single-family, two-family, and multiple rental dwellings, at the time periods set forth in the statute; and

WHEREAS, pursuant to N.J.S.A. 52:27D-437.16(b)(2) a municipality that does not maintain such a permanent local agency must hire a lead evaluation contractor, certified to provide lead paint inspection services by DCA, or enter a shared services agreement as permitted by law, for the purpose of conducting the inspections for lead-based paint hazards; and

WHEREAS, Pursuant to Section 9 of P.L. 2021, c. 182, the State of New Jersey has allocated the sum of \$3,900,000 to effectuate the purposes of P.L. 2021, c. 182 (C. 52:27D-437.16). Further, pursuant to the FY 2023 Appropriations Act (P.L. 2022, Chapter 49), DCA received a grant-in-aid amount of \$3,900,000 for P.L. 2021, c. 182, for a total of \$7,800,000 in appropriations to effectuate the purpose of the Act.

WHEREAS, DCA has allocated \$7,000,000 of this appropriation to the development of the Lead Grant Assistance Program (“LGAP”) for the issuance of grant funds to municipalities for the purpose of assisting in municipal compliance with P.L. 2021, c. 182.

WHEREAS, the Division of Local Government Services (DLGS), within DCA, administers the LGAP; and

WHEREAS, the LGAP exists to provide funding to help off-set the costs to municipalities to provide the required inspections at stipulated times of certain single-family, two-family, and multiple rental dwelling units for lead-based paint hazards, pursuant to P.L. 2021, c. 182; and

WHEREAS, an authorized municipal officer must execute the grant agreement in order to receive LGAP funding.

NOW, THEREFORE, BE IT RESOLVED, the Governing Body of the Borough of Allenhurst does hereby authorize Mayor David J. McLaughlin to sign the attached grant agreement, and thus bind the Borough of Allenhurst to the grant agreement’s terms in order to receive the \$700 grant from the DLGS;

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

RESOLUTION #2023-140

A RESOLUTION TO APPROVE EXECUTIVE SESSION

Offered By: Comm. McLoughlin

Seconded By: Comm. Cumiskey

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 #2023-141

A RESOLUTION TO APPROVE BILLS (6-14-2023 to 6-27-2023)

Offered By: Comm. McLoughlin

Seconded By: Comm. Cumiskey

BE IT RESOLVED, That bills totaling \$264,874.80 be approved for payment; and,
BE IT FURTHER RESOLVED, That the June 27, 2023 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 thanked the Fire Department and the First Aid for all their help with the Terry Bolan 5K on June 24. He also thanked the DPW for their incredible work, and the Police Department and Borough Staff. He stated that the event was incredibly successful. Everyone is looking forward to next year.

The Mayor discussed allowing Deal Resident Isaac Chera use the ramp to deliver a piece of equipment to his property. It was decided that it would be permitted and Mr. Chera will be directed to contact the DPW Superintendent regarding timing. The Mayor advised that nothing should go on the blacktop, only on the concreted during the transitioning.

PUBLIC COMMENTS

None

There being no further business or comments, Comm. McLoughlin moved, seconded by Comm. Cumiskey that the meeting move to executive session at 7:52 PM. Motion carried.

After reconvening, Comm. McLoughlin moved, seconded by Comm. Cumiskey, that the meeting be adjourned at 8:05 PM. Motion carried.