

**MINUTES
APRIL 29, 2014**

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.

ORDINANCE #2014 -07 – FINAL READING

Offered By: Mayor McLaughlin

Seconded By: Comm. McLoughlin

ORDINANCE #2014-07

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND
TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)**

There was no response to Mayor McLaughlin's request for public comments.

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

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 held April 8, 2014 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 held April 8, 2014.

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

RESOLUTION #3

A RESOLUTION TO APPROVE TEMPORARY EMERGENCIES

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, An emergency has arisen with respect to operating expenses in various departments, and no adequate provision was made in the 2014 temporary budget for the aforesaid purpose, and N.J.S. 40A:4-20 provides for the creation of emergency temporary appropriations for the purpose above mentioned; and,

WHEREAS, The total emergency temporary resolutions adopted in the year 2014 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$244,864.00 for the current account and \$5,958.00 for the sewer account;

NOW, THEREFORE, BE IT RESOLVED, (not less than two-thirds of all the members of the governing body affirmatively concurring), that in accordance with the provisions of N.J.S.A. 40A:4-20:

1. Emergency appropriations be and the same are hereby made for the following:

Administration, O.E.	4,882.00
Tax Collector, O.E.	221.00
Director, Revenue & Finance	60.00
Tax Assessor, O.E.	205.00
Legal Services	4,123.00
Code Enforcement, S&W	330.00
Workmen's Compensation	38,402.00
Group Insurance	2,561.00
Other Insurance	29,742.00
Police, S&W	44,842.00
Mayor, S&W	73.00
Municipal Prosecutor	568.00
Refuse & Recycling, S&W – Interlaken	4,626.00
Board of Education Interlocal	722.00
Director of Public Blds., S&W	105.00
Sanitation Interlocal – Loch Arbour	3,302.00
Board of Health	2,984.00
Telephone	1,330.00
Natural Gas	1,160.00
OASI	3,337.00
Municipal Court, S&W	3,484.00
TOTAL	\$147,059.00

Sewer, S&W	3,458.00
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2. That said emergency temporary appropriations will be provided for in the 2014 budget under the above-mentioned titles.
3. That one certified copy of this resolution be filed with the Director of Local Finance.

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

RESOLUTION #4

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:

Burke Construction, Inc. – replace concrete on pool deck - \$5,825.00
Burke Construction, Inc. – Pool drain with backwater valve - \$1,200.00
YES Graphics – employee shirts, recreation & Jr. Lifeguard T's - \$2,557.23
NJ Fire Equipment – Turn-out Gear - \$3,171.98
Burke Construction, Inc. – Concrete wall demolition - \$5,200.00
Burke Construction, Inc. – demo wall and slab - \$5,000.00
Qscend – Borough website hosting - \$2,400.00
Oceanside Service – heating/air for snack bar/cool-down room - \$2,505.00

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

RESOLUTION #5
A RESOLUTION TO AUTHORIZE PAYMENT #1 FOR
ELECTRICAL SERVICE UPGRADES AT ABC

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, A contract was awarded to Check Electrical Corp. for electrical upgrades at the Allenhurst Beach Club; and,

WHEREAS, The Borough Architect has reviewed the project and recommends payment; and,

WHEREAS, Funds for this purpose shall be provided for in the Capital Account known as 2013-02, Allenhurst Beach Club Improvements in the wake of Superstorm Sandy;

NOW, THEREFORE, BE IT RESOLVED, That Check Electrical Corp. be compensated in the amount of \$50,470.00 for work done in accordance with Architects recommendation.

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

RESOLUTION #7
A RESOLUTION TO AWARD CONTRACT FOR KITCHEN EQUIPMENT
FOR ABC SNACK BAR

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, There is a need for kitchen equipment for the new snack bar at the ABC, to replace the equipment that was destroyed by Superstorm Sandy; and,

WHEREAS, The Business Administrator secured kitchen designs from Johnson's Restaurant Equipment and Corbo Hotel Restaurant and Bar Supply, and it is her opinion that the design from Corbo Hotel Restaurant and Bar Supply would better suit the Borough as it leaves room for the vendor to expand the equipment to suit their needs while providing the basic equipment needed to run a snack bar; and,

WHEREAS, The Business Administrator secured four quotes on equipment and recommends award of the contract to Corbo Hotel Restaurant & Bar Supply, lowest of four quotes secured on their total quote of \$26,046.00 for equipment, said quote and list of equipment, which is on file in the Clerk's office; and,

WHEREAS, Funds for this purpose are available in the Capital Account, known as 2013-02, Allenhurst Beach Improvements in the wake of Superstorm Sandy, and the Chief Finance Officer has so certified;

NOW, THEREFORE, BE IT RESOLVED, That a contract be awarded to Corbo Hotel Restaurant & Bar Supply on their quote of \$26,046.00, lowest of four quotes secured.

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

RESOLUTION #8
A RESOLUTION TO HIRE CLASS I SPECIAL OFFICERS

Offered By: Mayor McLaughlin

Seconded By: Comm. McLoughlin

WHEREAS, There is a need for Class I special police officers for the balance of 2014; and,

WHEREAS, The following have applied to the Monmouth County Police Academy to take the Basic Course for Class I Special Law Enforcement Officers; and,

Paul Butler
Sean Edson

Michael Hockin
Zachary Magner; and,

WHEREAS, Trainees must be appointed as Class I Special Law Enforcement Officers prior to enrollment, and the Chief of Police has recommended the hiring of the above as Class I Special Officers on an as-needed basis throughout 2014; and,

NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the Borough of Allenhurst, that Paul Butler, Sean Edson, Michael Hockin and Zachary Magner be hired as SLEO I, to be used on an as-needed basis at \$10.00/hr., effective May 1, 2014.

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

RESOLUTION #9

A RESOLUTION TO APPROVE NEW MEMBERS IN ALLENHURST FIRE/FIRST AID

Offered By: Mayor McLaughlin

Seconded By: Comm. McLoughlin

WHEREAS, The Membership Committee of Allenhurst Fire Co. #1 has received applications for membership from the following:

Jonathan D. Costanzo
Steven G. Resnick
Patricia McLoughlin; and,

WHEREAS, The Membership Committee has advised the Board of Commissioners that the above named applicants are acceptable for membership;

NOW, THEREFORE, BE IT RESOLVED, That Jonathan D. Costanzo, Steven G. Resnick and Patricia McLoughlin are approved for membership in Allenhurst Fire Co. #1, pending criminal history checks; 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; Comm. Bolan-AYE; Mayor McLaughlin-AYE

RESOLUTION #10

A RESOLUTION TO CONFIRM APPOINTMENT OF SECOND ASSISTANT CHIEF IN ALLENHURST FIRE DEPARTMENT

Offered By: Mayor McLaughlin

Seconded By: Comm. McLoughlin

BE IT RESOLVED, That Patrick Harvey has been elected and is hereby approved as Second Assistant Chief of the Allenhurst Fire Company #1.

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

RESOLUTION #11

A RESOLUTION TO AUTHORIZE APPLICATION FOR RECYCLING TONNAGE GRANT

Offered By: Comm. Bolan

Seconded By: Comm. McLoughlin

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and,

WHEREAS, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and,

WHEREAS, The New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and,

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including, but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and,

WHEREAS, A resolution authorizing Allenhurst Borough to apply for such tonnage grants for calendar year 2014, will memorialize the commitment of Allenhurst to recycling and to indicate the assent of the Board of Commissioners to the efforts undertaken by the Borough and the requirements contained in the Recycling Act and recycling regulations; and,

WHEREAS, Such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed;

NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners of the Borough of Allenhurst, that Allenhurst hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Douglas Caron, Recycling Coordinator, to ensure that the application is properly filed; and,

BE IT FURTHER RESOLVED, That the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purpose of recycling.

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

RESOLUTION #12

A RESOLUTION TO AWARD CONTRACT FOR MAINTENANCE OF ABC WEBSITE

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, The Board of Commissioners previously authorized the creation of a website for the Allenhurst Beach to inform members and beachgoers of inclement weather and to disseminate other important information regarding the beach and Beach Club; and,

WHEREAS, A contract was awarded to Crabnet to create and maintain the website for 2013; and,

WHEREAS, The Board of Commissioners wishes to continue maintenance of the website for 2014, which will include:

1. Manage domain name service (DNS) for abc1897.com
2. Maintain abc1897.com e-mail accounts for club operation and billing.
3. Create advertising web space for additional revenue
4. Install calendars, photo galleries, etc., as requested by Borough; and,

WHEREAS, Funds for this purpose shall be provided for the first three months of 2014 in the 2014 Temporary Budget and funds for the balance of 2014 will be provided for in the budget for the year 2014 when finally adopted;

NOW, THEREFORE, BE IT RESOLVED, That a contract be awarded to Crabnet in the amount of \$3,600.00 for said services for 2014.

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

RESOLUTION #13

A RESOLUTION TO APPROVE LOSAP

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

BE IT RESOLVED, By the Board of Commissioners of the Borough of Allenhurst the following list of qualified Allenhurst firefighters and Emergency Medical Technicians are certified to receive \$1,050.00 each from the Allenhurst, Interlaken, Loch Arbour LOSAP Program for the year 2013:

Susan Borden
John Hansen
Frank Manfredi
William Reng
James Vaccaro, Jr.
Christopher Brown
Kyle Ebbets

Daniel Gulick
Patrick Harvey, II
Michael Powers
Robert Todd
David Bellhassen
George Cummings
Edward Foley

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

RESOLUTION #14

A RESOLUTION TO CANCEL OUTDATED CHECKS

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

BE IT RESOLVED, That the following outdated checks which were written on the Court Account be canceled:

<u>Account #</u>	<u>Date</u>	<u>Amount</u>
2214	8/05/13	\$4.00
2215	8/05/13	2.00
2225	10/07/13	5.00

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

RESOLUTION #15

A RESOLUTION TO ESTABLISH JR. LIFEGUARD PROGRAM

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, The Board of Commissioners wish to provide for a Junior Lifeguard Program at the Allenhurst Beach Club; and,

WHEREAS, Chris Wilson, a lifeguard at the Allenhurst Beach Club has agreed to run the program for the 2014 beach season;

NOW, THEREFORE, BE IT RESOLVED, That a Junior Lifeguard Program be approved at a cost of \$50.00 per person.

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

RESOLUTION #16

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 a judgment reducing the assessment on certain property for the years indicated; and,

WHEREAS, The taxes in the indicated property for the years indicated are overpaid; and,

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

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 \$2,468.75.

BLOCK	LOT	OWNER	YEAR	AMOUNT
7	2	Borough of Allenhurst	2012	\$1,250.81
		Account of: Tawil, Sam & Jackie	2013	\$1,217.94

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

RESOLUTION #17

A RESOLUTION TO APPROVE LEGAL AND PERSONNEL CAUCUS

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

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 and personnel matters which are exempt from the public meeting under the Sunshine Law.

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

RESOLUTION #18

A RESOLUTION TO PAY BILLS & PAYROLL (04/16/14 - 04/30/14)

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

BE IT RESOLVED, That bills and payrolls totaling \$342,199.53 approved for payment; and,
BE IT FURTHER RESOLVED, That the April 29th consolidated bill list be attached hereto and made a part thereof.

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

PUBLIC HEARING

Michael Varley stated he was concerned with the cabanas on the short “L”. Those cabanas get very hot. In the past, members bought their own shades, but with the new awnings, they can’t do that. He asked the Commissioners to look into a solution. He stated he and other cabana members would be happy to pay for it.

Mayor McLaughlin stated that he spoke to Mike at Shore Awning and they are working to solve the problem. They are trying to come up with a prototype. He will let everyone know.

Tim Henry, owner of a parking lot and office building in Loch Arbour, presented the Board with a drawing of the parking lot and an easement which allows the Borough to drive through his property. He stated he is having ponding and drainage problems in his parking lot due to water runoff from the Public Works yard.

Comm. Bolan stated that the Borough Engineer has looked at this. It looks like there are some drainage cuts in the curb and landscaping has blocked those.

Mr. Henry agreed that it could be a contributing factor. He cleans out the basin regularly. He spoke to Doug Caron and he agreed to stop washing the sanitation trucks in the yard. The area shown in orange is damaged and cracked. He thinks the volume of water overwhelms the system.

Comm. Bolan asked if Mr. Henry had gotten quotes to fix this and Mr. Henry stated he sees two ways to do this. The best way would be to catch the water as it leaves the Borough’s property. It can pass through a storm septic, which will remove sediment. Then it goes into the inlet and is discharged into the lake. An alternate solution would be to put in a leveling course to change the grade of the parking lot. It should be graded so that it doesn’t receive water from the Borough yard. It would then sheet flow into the inlet. There is a sheen on the water coming from the yard.

Comm. Bolan asked if Mr. Henry was concerned with contamination and Mr. Henry stated he thinks it is something that should be addressed. He stated they can also put in a trench. He would ask the Borough to contribute to the leveling course. He has to re-pave anyway. He would also like the Borough to contribute to the cost of repairing the parking lot.

Comm. Bolan stated it should not be a problem to put a drain in. However, they would need an expert opinion on whether the water run-off was the cause of the potholes and cracks in the parking lot.

Mr. Henry stated he is taking it that the Borough will look into some kind of trench or drain to catch sediment.

There being no further comments, public hearing was closed and the meeting adjourned to caucus.

After reconvening, the following resolution was considered:

RESOLUTION #19
A RESOLUTION TO HIRE ABC PERSONNEL

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, There is a need for Beach Club personnel for the 2014 beach season;

THEREFORE, BE IT RESOLVED, That the following are hereby hired for the 2014 beach season:

Managers

Wynn Phillips	\$17,500.00
Steven Hagerman	\$15,000.00

Poolside

Emily Nelson	\$5.50/hr.
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Swing Position

Austin Taylor	\$7.00/hr.
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Lifeguards

John Cullen – Head Lifeguard (5/23 – 9/30)	\$12,500.00/yr.
Jeffrey Mansfield – Asst. Head Lifeguard (5/23 – 9/30)	9,000.00/yr.
Chris Wilson – Head of Jr. Guards/Tournament Team Captain	14.50/hr.
Katherine Dowling – North Beach Captain	11.00/hr.
Jake Schuler	9.00/hr.
Danielle Richter	8.50/hr.
John Parkhill	9.00/hr.
Matt Iacobucci	9.00/hr.
Lauren Fazio	9.00/hr.
Patrick Chambrovich	8.75/hr.
Michael McLaughlin	9.00/hr.
Lauren Lee	9.50/hr.
Berge Parigian	8.75/hr.
Sara Parigian	8.50/hr.
Alex Krenkel	8.00/hr.
Skyler Czajkowski	8.00/hr.
Kyle Cascaess	8.00/hr.
Shelby Stout	8.00/hr.
Megan Whitt	8.00/hr.
Maxwell Rallo	8.00/hr.
Charley Cappella	8.00/hr.
Caroline McDonough	8.00/hr.
Brendan Shaw	9.00/hr.
Cole Mehr	8.75/hr.
John Costanzo	12.00/hr.
Roarke Shanni	10.00/hr.
Alex Manzo	8.75/hr.
Connor Hayes	9.75/hr.

Recreation

Warren Towns	\$5,000.00/season
Stephanie Towns	10.00/hr.
Madison Reddy	7.75/hr.
Michael Kulka	7.75/hr.
Emily Henderson	7.75/hr.
Samantha Conti	7.75/hr.
Gabrielle Parkhill	7.75/hr.
Jacqueline Manso	7.75/hr.
Madeline Prine	7.75/hr.
Mary Bolan	7.75/hr.
Britton Glynn	7.75/hr.

Carolina Carvalho
Sam Rallo
Elizabeth Tracy

7.75/hr.
7.75/hr.
7.75/hr.

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

OTHER BUSINESS

Ms. Oborn stated she received specs for the new ambulance. She has invited Loch Arbour to attend the May 13th meeting of the Board to discuss same. Comm. Bolan asked that Interlaken be invited also.

The Board discussed the water tower and Comm. McLoughlin stated he thought a letter was going to the residents.

Mayor McLaughlin stated that Larry O’Rourke, President of the Board of Education, talked to him about a letter. The Board of Ed’s surplus is being drained. The State passed their budget, but it will have to be put on the November ballot. They can mention the tower in the letter as well.

There was a short discussion on the restaurant contract and the following resolution was considered:

RESOLUTION #6
A RESOLUTION TO AWARD CONTRACT FOR CONSTRUCTION OF
ABC RESTAURANT BUILDING

Offered By: Comm. McLoughlin

Seconded By: Comm. Bolan

WHEREAS, Bids were authorized and received for construction of the ABC Restaurant on April 15, 2014; and,

WHEREAS, The following nine bids were received:

Name	Base Bid	Beach Room	Storm Shutters
Santorini Construction	\$2,360,000	\$370,000	\$20,000
Structural Concepts, Inc.	\$2,463,000	\$450,000	\$22,000
Apex Enterprises of Union, Inc.	\$2,618,800	\$476,000	\$22,000
3R Painting Contractors	\$2,777,750	\$495,000	\$36,000
Appa Construction Group	\$2,793,300	\$360,000	\$29,000
McCauley Construction Co.	\$2,836,000	\$400,000	\$30,000
G & P Parlamas, Inc.	\$3,171,107	\$250,000	\$20,000
Dobtol Construction, LLC	\$3,688,000	\$208,000	\$16,600
Tony & Son, Inc.	\$3,716,540	\$644,647	\$19,000

WHEREAS, The Borough Attorney has reviewed the bids for compliance and recommends the contract be awarded to Santorini Construction, the lowest bidder; and,

WHEREAS, Funds for this purpose are available in the Capital Account, known as 2013-02, Allenhurst Beach Improvements in the wake of Superstorm Sandy, and the Chief Finance Officer has so certified;

NOW, THEREFORE, BE IT RESOLVED, That a contract be awarded to Santorini Construction, lowest of nine bids received, on their base bid of \$2,360,000; and,

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

The Board adjourned to legal caucus. After reconvening, comm. McLoughlin moved, seconded by Comm. Bolan, that the meeting be adjourned. Motion carried.

Lori L. Osborn, RMC
Clerk-Administrator