December 9, 2015

A Regular Meeting of the Borough Council of the Borough of Avalon was held on Wednesday, December 9, 2015 at 5:17 p.m. in the Meeting Room, 3100 Dune Drive, Avalon, New Jersey.

Attendance: Public - - - - - - - - - - 1 Reporters - - - - - - - - - - 2

The meeting was called to order by Council President Dean.

 Roll call: Council President Dean Present

 Councilman Burns Present

 Councilman Covington Present

 Council Vice President Hudanich Present

 Councilman McCorristin Present

Also present:

 James A. Waldron, Assistant Business Administrator

Stephen D. Barse, Esquire, Borough Solicitor

Jeffrey Christopher, Captain of Police

Paul E. Short, Sr., Code Enforcement Official

William Macomber, Director of Public Works & Utilities

Thomas R. Thornton, P.E., Borough Engineer, Hatch Mott Macdonald, LLC

Council President Dean read the Open Public Meetings Act Announcement.

Notice of this Regular Meeting was included in the Annual Schedule of

Meetings dated June 24, 2015. It was given to the news media and posted on the Official Bulletin Board as required by law.

Public comments regarding Resolutions:

None.

Resolution No. 189-2015: A RESOLUTION AUTHORIZING REFUNDS

 FOR ESCROW PAYMENTS FOR PRE AND/OR

 POST DREDGE SURVEYS IN CONNECTION

 WITH THE 2014-2016 DREDGING PROJECT

Motion made by Councilman Covington, seconded by Councilwoman Hudanich that the resolution be adopted.

ROLL CALL VOTE: Councilman Burns Aye

 Councilman Covington Aye

 Council Vice President Hudanich Aye Councilman McCorristin Aye

 Council President Dean Aye

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Resolution No. 190-2015: A RESOLUTION AMENDING RESOLUTION

 NO. 13-2015, ADOPTED JANUARY 14, 2015

 ENTITLED “A RESOLUTION AUTHORIZING

 THE EXECUTION OF A PROFESSIONAL

 SERVICES CONTRACT, NON-FAIR AND

 OPEN, WITH LOMAX CONSULTING GROUP

 OF CAPE MAY COURT HOUSE, NJ FOR

 ENVIRONMENTAL CONSULTING SERVICES

 ON AN AS NEEDED BASIS IN SUPPORT OF

 SPECIFIC NATURAL RESOURCE ISSUES

 WITHIN THE BOROUGH OF AVALON FOR A

 ONE (1) YEAR TERM COMMENCING

 JANUARY 1, 2015 THROUGH DECEMBER 31,

 2015”

 Motion made by Councilman McCorristin, seconded by Council President Dean that the resolution be adopted.

ROLL CALL VOTE: Councilman Burns Aye

 Councilman Covington Aye

 Council Vice President Hudanich Aye Councilman McCorristin Aye

 Council President Dean Aye

Resolution No. 191-2015: A RESOLUTION AUTHORIZING THE

 EXECUTION OF A CONTRACT WITH

 CAPITAL CONTRACTORS, INC. OF

 MELVILLE, NY FOR BOROUGH CONTRACT

 NO. 13-02, CUSTODIAL & CLEANING

 SERVICES FOR THE BOROUGH FACILITIES

 Motion made by Councilman Burns, seconded by Councilman Covington that the resolution be adopted.

ROLL CALL VOTE: Councilman Burns Aye

 Councilman Covington Aye

 Council Vice President Hudanich Aye Councilman McCorristin Aye

 Council President Dean Aye

Resolution No. 192-2015: A RESOLUTION APPOINTING CLASS II

 SPECIAL OFFICERS FOR THE BOROUGH OF

 AVALON

 Motion made by Council President Dean, seconded by Councilman McCorristin that the resolution be adopted.

ROLL CALL VOTE: Councilman Burns Aye

 Councilman Covington Aye

 Council Vice President Hudanich Aye Councilman McCorristin Aye

 Council President Dean Aye

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Resolution No. 193-2015: A RESOLUTION AUTHORIZING PAYMENT OF

 BILLS

 Motion made by Council Vice President Hudanich, seconded by Councilman Burns that the resolution be adopted.

ROLL CALL VOTE: Councilman Burns Aye

 Councilman Covington Aye

 Council Vice President Hudanich Aye Councilman McCorristin Aye

 Council President Dean Aye

Introduction and first reading by title only of Ordinance No. 731-2015:

 Motion made by Council Vice President Hudanich, seconded by Councilman Covington that Ordinance No. 731-2015 be brought on for first reading by title only.

ROLL CALL VOTE: Councilman Burns Aye

 Councilman Covington Aye

 Council Vice President Hudanich Aye Councilman McCorristin Aye

 Council President Dean Aye

Borough Clerk to read aloud Ordinance No. 731-2015:

Ordinance No. 731-2015:

AN ORDINANCE AMENDING AND SUPPLEMENTING VARIOUS SECTIONS OF THE CODE OF THE BOROUGH OF AVALON, 2013, TO AMEND CHAPTER 2 ENTITLED ADMINISTRATION SECTION 2-6.6 PERTAINING TO DIVISIONS WITHIN THE DEPARTMENT; CHAPTER 17 ENTITLED MANDATORY RECYCLING AND CHAPTER 18 ENTITLED SOLID WASTE TO PROVIDE FOR ENFORCEMENT; AND CHAPTER 19 ENTITLED FLOOD DAMAGE PREVENTION

 Motion made by Council Vice President Hudanich, seconded by Councilman Covington that Ordinance No. 730-2015 be passed on first reading and advertised according to law.

 ROLL CALL VOTE: Councilman Burns Aye

 Councilman Covington Aye

 Council Vice President Hudanich Aye Councilman McCorristin Aye

 Council President Dean Aye

Second reading, public hearing and final action on Ordinance No. 730-2015:

 Motion made by Councilman Covington, seconded by Councilman McCorristin that Ordinance No. 728-2015 be brought on for second reading, public hearing and final action.

 ROLL CALL VOTE: Councilman Burns Aye

 Councilman Covington Aye

 Council Vice President Hudanich Aye Councilman McCorristin Aye

 Council President Dean Aye

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Borough Clerk to read aloud Ordinance No. 730-2015:

Ordinance No.730-2015:

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 27 (ZONING) OF THE CODE OF THE BOROUGH OF AVALON, 2013 PERTAINING TO SWIMMING POOLS AND TO FURTHER AMEND CHAPTER 27 TO CONFORM WITH THE PROVISIONS OF CHAPTER 19 (FLOOD DAMAGE PREVENTION) OF THE CODE OF THE BOROUGH OF AVALON, 2013

Council President Dean opened the meeting for public hearing on Ordinance No. 730-2015 and asked if there were any questions or comments.

There were no questions or comments.

Motion made by Councilman Covington, seconded by Councilman McCorristin that the public hearing be closed

ROLL CALL VOTE: Councilman Burns Aye

 Councilman Covington Aye

 Council Vice President Hudanich Aye Councilman McCorristin Aye

 Council President Dean Aye

 Motion made by Councilman Covington, seconded by Councilman McCorristin that Ordinance No. 730-2015 be finally adopted, submitted to the Mayor for approval and advertised according to law.

ROLL CALL VOTE: Councilman Burns Aye

 Councilman Covington Aye

 Council Vice President Hudanich Aye Councilman McCorristin Aye

 Council President Dean Aye

Reports of Officials:

James A. Waldron, Assistant Business Administrator, acknowledged the passing of Councilman Al Carusi, of Stone Harbor. He said he will be greatly missed by both Avalon and Stone Harbor as both have benefited from his service.

Public Comments:

None.

Resolution No. 194-2015: A RESOLUTION TO CONDUCT A CLOSED SESSION

 PURSUANT TO N.J.S.A. 10:4-12.b OF THE OPEN

 PUBLIC MEETINGS ACT PERTAINING TO PERTAINING

 TO CONTRACT NEGOTIATIONS CONCERNING

 INDEMNIFICATION ISSUE WITH CHIEF WILLIAM

 MCCORMICK

Motion made by Council President Dean, seconded by Councilman Burns that the resolution be adopted.

ROLL CALL VOTE: Councilman Burns Aye

 Councilman Covington Aye

 Council Vice President Hudanich Aye Councilman McCorristin Aye

 Council President Dean Aye

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Motion made by Council President Dean, seconded by Councilman Burns to recess the public portion of the Regular Meeting and go into Closed Session.

ROLL CALL VOTE: Councilman Burns Aye

 Councilman Covington Aye

 Council Vice President Hudanich Aye Councilman McCorristin Aye

 Council President Dean Aye

Public portion of the Regular Meeting recessed at 5:23 p.m.

Council President Dean announced there will be no action taken after the Closed Session.

Motion made by Councilman Covington, seconded by Council Vice President Hudanich to adjourn the Closed Session and go back into public portion of the Regular Meeting.

ROLL CALL VOTE: Councilman Burns Aye

 Councilman Covington Aye

 Council Vice President Hudanich Aye Councilman McCorristin Aye

 Council President Dean Aye

Public Portion of Regular Meeting reconvened at 5:37 p.m.

Present:

Full Council

 James A. Waldron, Assistant Business Administrator

 Stephen D. Barse, Esquire, Borough Solicitor

Motion made by Council Vice President Hudanich, seconded by Councilman Covington to adjourn the Regular Meeting.

ROLL CALL VOTE: Councilman Burns Aye

 Councilman Covington Aye

 Council Vice President Hudanich Aye Councilman McCorristin Aye

 Council President Dean Aye

Regular Meeting adjourned at 5:38 p.m.

 Respectfully submitted,

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 Marie J. Hood, Borough Clerk

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 Richard E. Dean, Council President