**7504**

February 24, 2016

A Regular Meeting of the Borough Council of the Borough of Avalon was held on Wednesday, February 24, 2016 at 7:45 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:

Mayor Martin L. Pagliughi

Scott Wahl, Business Administrator

James A. Waldron, Assistant Business Administrator

Steven Fabietti, Esquire, Gruccio, Pepper, DeSanto & Ruth

William Macomber, Director of Public Works/Utilities

Paul Short, Code Enforcement Officer

Chuck McDonnell, Recreation Director

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.

Minutes:

 Work Session, Agenda Session, Regular Meeting – January 27, 2016

 Motion made by Councilman McCorristin, seconded by Councilman Burns that the minutes be approved as submitted.

ROLL CALL VOTE: Councilman Burns Aye

 Councilman Covington Aye

 Council Vice President Hudanich Aye

 Councilman McCorristin Aye

 Council President Dean Aye

 Work Session, Agenda Session, Regular Meeting – February 10, 2016

 Motion made by Council President Dean, seconded by Councilman McCorristin that the minutes be approved as submitted.

ROLL CALL VOTE: Councilman Burns Aye

 Councilman Covington Aye

 Council Vice President Hudanich Abstain

 Councilman McCorristin Aye

 Council President Dean Aye

**7505**

February 24, 2016

Ordinance:

Introduction and first reading by title only of Ordinance No. 732-2016:

 Motion made by Council Vice President Hudanich, seconded by Councilman Covington that Ordinance No. 732-2016 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. 732-2016:

Ordinance No. 732-2016:

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

 Motion made by Council Vice President Hudanich, seconded by Councilman Covington that Ordinance No. 732-2016 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

Public comments regarding Resolutions:

None.

Resolution No. 43-2016: A RESOLUTION REGARDING THE LOCAL MUNICIPAL BUDGET OF THE BOROUGH OF

 AVALON, COUNTY OF CAPE MAY FOR THE FISCAL

 YEAR 2016

Council Vice President Hudanich, gave a brief overview of the 2016 Mayors budget. She stated the proposed Current Fund has an increase of 1,508,456.00 for a total budget appropriation of 26,895,616.00; this year the budget was raised by using additional surplus, increased revenue from special items and added tax revenue from 60.43 Million Dollars in ratables. She added the local tax rate will not increase and remains at 22.6 cents. She said the Borough is using an increase in surplus in the proposed budget; paying cash for 3.25 Million in Capital projects and paying off previously funded projects. She said at the end of 2016 it is anticipated there will be a fund balance of 3.68 Million Dollars. She touched on the Water Sewer Budget of 6.135 Million Dollars; a 2.64% increase which includes a 3.231 Million MUA Charge and lastly the Beach Utility Budget of 1.5 Million Dollars; a 2.15% increase for salary/wages and to maintain the beaches. She said it is recommendation of the Finance Committee to introduce the Mayor’s budget this evening.

**7506**

February 24, 2016

Motion made by Councilman Covington, seconded by Council Vice President 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

Borough Clerk read:

The 2016 Local Municipal Budget Summary is available at the back of the room this evening.

Copies of the introduced 2016 Local Municipal Budget, in its entirety, and Budget Summary

may also be obtained by members of the general public at the Borough Clerk’s Office and on the

Borough’s website, [www.avalonboro.](http://www.avalonboro.)net, up to and including the time of the Budget Hearing to

be held on March 23, 2016.

Resolution No. 44-2016: A RESOLUTION REGARDING THE 2016 LOCAL MUNICIPAL BUDGET EXAMINATION

 Motion made by Council Vice President Hudanich, 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. 45-2016: A RESOLUTION AUTHORIZING PAYMENT TO

 HATCH MOTT MACDONALD IN THE

 AMOUNT OF FOURTEEN THOUSAND ONE

 HUNDRED TWENTY-FOUR DOLLARS AND

 SEVENTY-FOUR CENTS ($14,124.74) FOR

 ADDITIONAL PERMITTING SERVICES IN

 CONNECTION WITH THE 2014 BACK BAY

 MAINTENANCE DREDGING PROJECT

Motion made by Councilman McCorristin, 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

Resolution No. 46-2016: A RESOLUTION AUTHORIZING THE

 RELEASE OF THE PERFORMANCE

 GUARANTEE IN THE AMOUNT OF FIVE

 THOUSAND ONE HUNDRED FIFTY-SIX

 DOLLARS AND FORTY CENTS ($5,156.40)

 SUBMITTED BY TOM WELSH FOR MINOR

 SUBDIVISION FOR BLOCK 19.06, LOTS 115 &

 116 (405 & 407 20TH STREET)

**7507**

February 24, 2016

Motion made by Councilman Burns, 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

Resolution No. 47 -2016: A RESOLUTION ESTABLISHING RULES AND

 REGULATIONS FOR MUNICIPALLY OWNED

 AND/OR CONTROLLED TENNIS COURTS

Motion made by Councilman Covington, 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. 48-2016: A RESOLUTION APPROVING A MEMBERSHIP

IN THE NEW JERSEY STATE FIREMEN'S

RELIEF ASSOCIATION

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

Resolution No. 49-2016: A RESOLUTION APPOINTING DANIELLE

 NOLLETT AS DEPUTY MUNICIPAL CLERK

 FOR A TERM OF THREE (3) YEARS

 COMMENCING FEBRUARY 29, 2016

 THROUGH FEBRUARY 28, 2019

 Motion made by Council Vice President Hudanich, 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. 50-2016: A RESOLUTION AUTHORIZING PAYMENT OF

 BILLS

**7508**

February 24, 2016

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

Introduction and first reading by title only of Ordinance No. 733-2016:

 Motion made by Councilman Burns, seconded by Council Vice President Hudanich that Ordinance No. 733-2016 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

February 24, 2016

Borough Clerk to read aloud Ordinance No. 733-2016:

Ordinance No. 733-2016:

AN ORDINANCE AMENDING CHAPTER 2 (ADMINISTRATION) OF THE CODE OF THE BOROUGH OF AVALON, 2013 AND SPECIFICALLY SECTION 2-30 PERTAINING TO THE APPOINTMENT OF THE MUNICIPAL PROSECUTOR; SECTION 2-31 PERTAINING TO THE APPOINTMENT OF THE MUNICIPAL PUBLIC DEFENDER; AND SECTION 2-7 PERTAINING TO THE DEPARTMENT OF LAW

 Motion made by Councilman Burns, seconded by Council Vice President Hudanich that Ordinance No. 733-2016 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

Introduction and first reading by title only of Ordinance No. 734-2016:

 Motion made by Councilman McCorristin, seconded by Councilman Covington that Ordinance No. 734-2016 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. 734-2016:

Ordinance No. 734-2016:

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 9 OF THE CODE OF THE BOROUGH OF AVALON, 2013 PERTAINING TO KAYAKS

**7509**

February 24, 2016

 Motion made by Councilman McCorristin, seconded by Councilman Covington that Ordinance No. 734-2016 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

Reports and Recommendations by Mayor and Officials:

Reports of Officials:

Scott Wahl, provided the following report to Council:

Atlantic County JIF: At the February, 2016 Atlantic County Municipal Joint Insurance Fund meeting all member communities were presented with an update on our Loss Ratio Reports. I am pleased to report that Avalon continues to perform better with claims than the JIF as a whole. From 2009 through 2014, the JIF has a cumulative loss ratio summary of 81.1%; Avalon’s loss ratio summary over the same time period is 52.7%. It’s a huge credit to the Avalon Safety Committee which meets monthly to discuss safety related issues and practices under the direction of our Borough Council, and we thank you for your continued support and guidance. In addition, on February 12th the Borough learned that we once again have earned $2,000 from the JIF through the Safety Incentive Program. We earn that funding through the completion of various reports and tasks dedicated to safety. In the letter, Executive Director Paul Miola states, quote, “We also would like to extend our congratulations to your Fund Commissioner, Scott Wahl, and to your Safety Coordinator, Ed Dean, who played an important role in achieving these results”. I have also been appointed to the Safety Committee

Dredging Update: Mobile Dredging has completed the dredging of the Third Avenue Waterway. It will continue dredging in Oler Thoroughfare at the intersection of the Third Avenue Waterway and the Oler Thorofare and move in a westerly direction. Channel Marine has completed its spring dredging of private boat slips and will return in the fall; there have been zero coordination issues or delays with Mobile and Channel working together.

Peermont Substation: Ed Dean and I attended the weekly progress meeting on the Peermont Substation. Now that much of the structure is built, there is plenty of work taking place inside the building by carpenters, welders, electricians, and plumbers. The public will see six water tight gables going up along with various shingling work on the exterior of the building once the rain passes. There will be various cable pulling operations that will allow the generous amount of cabling to go inside of the building. Graycor’s subcontractor, Arthur Henry, will have all street disturbance completed by the end of next week at which time restoration of streets, curbing, and sidewalks will begin.

OEM Meeting: We have a meeting scheduled for next Monday involving myself, Jim Waldron, Avalon OEM Coordinator Ed Dean, and Deputy Coordinator Harry deButts. We will be meet to discuss various training opportunities available through the year, and become more educated on the complex FEMA related documents and procedures that Mr. deButts has handled for the Borough for decades.

**7510**

February 24, 2016

Monthly Reports:

Month of January, 2016:

Borough Clerk and Registrar’s Report submitted by Marie J. Hood.

Bureau of Fire Prevention, Bureau of Licensing, Miscellaneous Construction Collection,

Construction Water and Sewer, Uniform Construction Code, Taxicab, Beach Vehicle Reports submitted by John Tracy.

Code Enforcement Report submitted by Paul E. Short, Sr.

Municipal Court Report submitted by Deborah Scott.

Police Department Report submitted by Chief William McCormick.

Public Works Department Report submitted by William Macomber.

Recreation Operations Report submitted by Charles O’Donnell.

Tax Collector Control Account Report submitted by Connie L. DiCola.

Zoning Report submitted by Jeffrey R. Hesley.

Motion made by Council President Dean, seconded by Councilman Burns that the reports be approved.

 ROLL CALL VOTE: Councilman Burns Aye

 Councilman Covington Aye

 Council Vice President Hudanich Aye

 Councilman McCorristin Aye

 Council President Dean Aye

Pending business.

None.

New business

None

Public Comments:

None.

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 8:00 p.m.

 Respectfully submitted,

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 Marie J. Hood, Borough Clerk

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 Richard E. Dean, Council President