A Regular Meeting of the Borough Council of the Borough of Avalon was held on Wednesday, August 24, 2016 at 7:50 p.m. in the Meeting Room, 3100 Dune Drive, Avalon, New Jersey.

Attendance: Public - - - - - - - - - - 3 Reporters - - - - - - - - - - 1

The meeting was called to order by Council President Hudanich.

Roll call: Council President Hudanich Present

Councilman Burns Present

Councilman Covington Present

Councilman Dean Present

Council Vice President McCorristin Present

Also present:

Scott Wahl, Business Administrator

James Waldron, Assistant Business Administrator

A. Steven Fabietti, Esquire, Gruccio, Pepper, DeSanto & Ruth, P.A.

Paul Short, Code Enforcement Official

William Macomber, Director of Public Works/Utilities

William McCormick, Chief of Police

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

Alexis Coan, Deputy Tax Collector

Council President Hudanich read the Open Public Meetings Act Announcement.

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

Meetings dated June 22, 2016. 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, Closed Session – July 27, 2016

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

ROLL CALL VOTE: Councilman Burns Abstain

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Work Session, Agenda Session, Regular Meeting, Closed Session – August 10, 2016

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

ROLL CALL VOTE: Councilman Burns Aye

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Public comments regarding Resolutions:

None.

Resolution No. 141-2016: A RESOLUTION APPOINTING ALEXIS COAN AS TAX COLLECTOR FOR THE BOROUGH OF AVALON

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

ROLL CALL VOTE: Councilman Burns Aye

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Resolution No. 142-2016: A RESOLUTION AMENDING THE CASH MANAGEMENT PLAN OF THE BOROUGH OF AVALON FOR THE YEAR 2016

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

ROLL CALL VOTE: Councilman Burns Aye

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Resolution No. 143-2016: A RESOLUTION EXPRESSING THE BOROUGH OF AVALON’S SUPPORT OF CAPE MAY COUNTY’S PROJECT TO IMPROVE OCEAN DRIVE (COUNTY ROAD No. 619)

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

ROLL CALL VOTE: Councilman Burns Aye

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Resolution No. 144-2016: A RESOLUTION AUTHORIZING MOTT MACDONALD TO PROVIDE MONITORING, OVERSIGHT AND GUIDANCE OF THE ANNUAL RECERTIFICATION SUBMISSION UNDER THE NFIP COMMUNITY RATING SYSTEM (CRS) PROGRAM A LUMP SUM FEE OF NINE THOUSAND SIX HUNDRED ($9,600.00) DOLLARS

Resolution No. 145-2016: A RESOLUTION AUTHORIZING MOTT MACDONALD TO PROVIDE LAND SURVEYING, ENVIRONMENTAL PERMITTING, PREPARE PLANS, SPECIFICATIONS AND ADVERTISE FOR BIDS FOR 78TH STREET STORMWATER PUMP STATION PROJECT FOR A LUMP SUM FEE OF NINETY-SEVEN THOUSAND EIGHT HUNDRED ($97,800.00) DOLLARS

Resolution No. 146 -2016: A RESOLUTION AUTHORIZING MOTT MACDONALD TO PROVIDE FIELD SURVEYING, DESIGN, PREPARE PLANS, SPECIFICATIONS AND ADVERTISE FOR BIDS FOR OCEAN DRIVE SANITARY SEWER IMPROVEMENTS FOR A LUMP SUM FEE OF NINETY-SIX THOUSAND FIVE HUNDRED ($96,500.00) DOLLARS

Resolution No. 147-2016: A RESOLUTION AMENDING RESOLUTION NO. 170-2014, ADOPTED SEPTEMBER 10, 2014 WHICH AUTHORIZED HATCH MOTT MACDONALD (NOW KNOWN AS MOTT MACDONALD) TO PROVIDE CONSTRUCTION ENGINEERING SERVICES FOR 39TH STREET PARK, CONTRACT NO. M-99

Resolution No. 148-2016: A RESOLUTION AMENDING RESOLUTION NO. 82-2016, ADOPTED MAY 11, 2016 WHICH AUTHORIZED HATCH MOTT MACDONALD (NOW KNOWN AS MOTT MACDONALD) TO PROVIDE CONSTRUCTION ENGINEERING SERVICES FOR DUNE DRIVE AND AVALON AVENUE SANITARY SEWER SYSTEM IMPROVEMENTS CONTRACT NO. M-53

Motion made by Council Vice President McCorristin, seconded by Councilman Burns that the resolutions be adopted.

ROLL CALL VOTE: Councilman Burns Aye

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Resolution No. 149-2016: A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN THE BOROUGH OF AVALON AND PBA LOCAL 59, POLICEMAN’S BENEVOLENT ASSOCIATION FOR THE PERIOD JANUARY 1, 2016 THROUGH DECEMBER 31, 2018

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

ROLL CALL VOTE: Councilman Burns Aye

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Resolution No. 150-2016: A RESOLUTION AUTHORIZING RELEASE OF CERTAIN CLOSED SESSION MINUTES OF THE BOROUGH OF AVALON CONCERNING MATTERS THAT HAVE BEEN SETTLED OR CONCLUDED

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

ROLL CALL VOTE: Councilman Burns Aye

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Resolution No. 151-2016: A RESOLUTION AUTHORIZING PAYMENT OF

BILLS

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

ROLL CALL VOTE: Councilman Burns Aye

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Second reading, public hearing and final action on Ordinance No. 743-2016:

Motion made by Councilman Dean, seconded by Councilman Covington that Ordinance No. 743-2016 be brought on for second reading, public hearing and final action.

ROLL CALL VOTE: Councilman Burns Aye

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Borough Clerk read aloud Ordinance No. 743-2016:

Ordinance No. 743-2016:

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 27 (ZONING) OF THE CODE OF THE BOROUGH OF AVALON, 2013 SECTION 27-7.3 (SUPPLEMENTAL REGULATIONS) SUBSECTION t (LANDSCAPING)

Council President Hudanich opened the meeting for public hearing on Ordinance No. 743-2016 and asked if there were any questions or comments.

There were no questions or comments.

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

ROLL CALL VOTE: Councilman Burns Aye

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Motion made by Councilman Dean, seconded by Councilman Covington that Ordinance No. 743-2016 be passed on first reading and advertised according to law.

ROLL CALL VOTE: Councilman Burns Aye

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Second reading, public hearing and final action on Ordinance No. 745-2016:

Motion made by Councilman Covington, seconded by Councilman Dean that Ordinance No. 745-2016 be brought on for second reading, public hearing and final action.

ROLL CALL VOTE: Councilman Burns Aye

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Borough Clerk read aloud Ordinance No. 745-2016:

Ordinance No. 745-2016:

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 16 (PROPERTY MAINTENANCE) OF THE CODE OF THE BOROUGH OF AVALON, 2013

Council President Hudanich opened the meeting for public hearing on Ordinance No. 745-2016 and asked if there were any questions or comments.

There were no questions or comments.

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

ROLL CALL VOTE: Councilman Burns Aye

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Motion made by Councilman Covington, seconded by Councilman Dean that Ordinance No. 745-2016 be finally adopted, submitted to the Mayor for approval and advertised according to law.

ROLL CALL VOTE: Councilman Burns Aye

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Reports and Recommendations by Mayor and Officials:

Reports of Officials:

Scott Wahl, Business Administrator, provided the following report to Borough Council.

Scott Wahl read the following report:

Employee Training: On Tuesday, August 23rd we had an employee meeting in this room with Ken Super who works as an agent at the Cape May County Prosecutor’s Office and was the former Head of Detectives. At my request, Mr. Super provided employees in Borough Hall with a one-hour presentation on an active shooter. We reviewed the Borough’s security practices; Mr. Super also provided the employees with some lessons on how to deal with an emergency situation like this in their private lives. It was very well attended, and very well received.

CRS Program Update: Following Council’s direction, earlier this morning we held a meeting with Frank Bruton from Mott MacDonald with key personnel as we received the Borough’s CRS program. We delineated duties regarding the collection of vital information including permits, flood elevation certificates, and other matters. We also identified other areas of potential compliance. We plan to gather on September 7th to finish up our review for the CRS program.

Meeting with NJDEP: On Tuesday, we had a meeting with Cindy Randazzo, the Director of the Office of Government Assistance with the NJDEP. Cindy called for a special meeting with Avalon to discuss her departure from her position effective one week from tomorrow. Cindy is relocating to Seattle. We have been introduced to her replacement, Kerry Pflugh, who will act as the communicator between municipalities and the Department in the future.

Beach Patrol: I had a meeting with Captain Wolf on Tuesday morning who confirmed that there is some attrition on the Avalon Beach Patrol due to employees returning to college and other schools. However, as of this time, no beaches have to be closed due to a lack of manpower. If that happens, we will distribute appropriately on our communication channels.

Beach Tags: Our latest beach tag numbers show slight growth over last year, which was a record year for Avalon. As of August 18th, Avalon’s beach tag revenue was $1,151,421 which is $37,000 above last year’s revenue figures. Preseason and holiday tag sales were up significantly over last year which helped with this increase.

Diller Home: Emily O’Donnell, Camp Director at the Diller Home has been named the State’s 42nd New Jersey Hero, nominated by Mary Pat Christie. Emily began her career at the Diller Home in 2009 and became assistant camp director before becoming director. Mrs. Christie acknowledged Emily for not only working hard to provide a vacation to visually impaired children but also the nurturing of life skills for the children.

Gluckman/Kirschner: On Thursday, September 8th, the public will be invited to a farewell celebration for Avalon Free Public Library Director Norm Gluckman who is retiring; that celebration begins at 5:30pm at the Library. At 6:00pm, the public is also invited to attend a celebration of the life of Michael Kirschner at the Avalon Rescue Squad. Mike passed away on July 27th after a highly successful career as a valuable member of our Rescue Squad, and a member of the Avalon Volunteer Fire Department.

SH Emergency Management: Tomorrow at 9:00am, I will be meeting with Jonathon LaKose, the new emergency management coordinator in Stone Harbor. Jonathon would like some direction and advice on the communication elements of emergency management, and I will provide Jonathon with whatever guidance he requests.

Code Enforcement: We held a meeting Tuesday afternoon including myself, Chief McCormick, Paul Short, Bill Macomber and Steve Camp regarding code enforcement. Mr. Short will be unavailable to the Borough for several weeks due to scheduled surgery. We discussed a plan that will add a Class II officer to the Borough in Mr. Short’s absence to work Thursday through Monday. That officer will add another set of eyes for public safety; when there are no calls he or she will do code enforcement for the Borough, which will also give us a weekend presence as well; that officer will also handle security for the Court day on Monday afternoon typically handled by Mr. Short. And, our full time police, Bill, and Steve will all step up their efforts as well.

Monthly Reports:

Month of July 2016:

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

Bureau of Fire Prevention, 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 George B. Neidig, Jr.

Police Department Report submitted by Chief William McCormick.

Public Works Department Report submitted by William Macomber.

Recreation Operations Report submitted by Chuck McDonnell.

Tax Collector Control &Water/Sewer Control Account Reports submitted by Connie L. DiCola.

Zoning Report submitted by Jeffrey R. Hesley.

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

ROLL CALL VOTE: Councilman Burns Aye

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Pending business.

None

New business

None

Public Comments:

Alexis Coan thanked Council, the Mayor and Administration for the opportunity to serve as Tax Collector for the Borough of Avalon.

Council President Hudanich commended Alexis Coan for continuing her education and thanked her for her dedication to the Borough of Avalon.

Resolution:

Resolution No. 152-2016: 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 PENDING LITIGATION CONCERNING THE BOROUGH OF AVALON VS THE MARINA AT AVALON ANCHORAGE, LLC

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

ROLL CALL VOTE: Councilman Burns Aye

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

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

ROLL CALL VOTE: Councilman Burns Aye

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Public portion of the Regular Meeting recessed at 8:09 p.m.

Council President Hudanich announced no official action will be taken after the closed session.

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

ROLL CALL VOTE: Councilman Burns Aye

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Public Portion of Regular Meeting reconvened at 8:52 p.m.

Present:

Councilman Burns

Councilman Dean

Councilman Covington

Council Vice President McCorristin

Council President Hudanich

Scott Wahl, Business Administrator

James A. Waldron, Assistant Business Administrator

A. Steven Fabietti, Esquire, Gruccio, Pepper, DeSanto & Ruth, P.A.

Motion made by Councilman Dean, seconded by Councilman Covington to adjourn the Regular Meeting.

ROLL CALL VOTE: Councilman Burns Aye

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Regular Meeting adjourned at 8:53 p.m.

Respectfully submitted,

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Marie J. Hood, Borough Clerk

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Nancy M. Hudanich, Council President