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September 9, 2015

A Regular Meeting of the Borough Council of the Borough of Avalon was held on Wednesday, September 9, 2015 at 4:57 p.m. in the Meeting Room, 3100 Dune Drive, Avalon, New Jersey.

Attendance: Public - - - - - - - - - -10 Reporters - - - - - - - - - - 0

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 Waldron, Assistant Business Administrator

Stephen D. Barse, Esquire, Borough Solicitor

William Macomber, Director of Public Works/Utilities

Chief William McCormick

Paul E. Short, Sr. Code Enforcement Officer

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. 158-2015: A RESOLUTION GRANTING A UTILITY

EASEMENT TO ATLANTIC CITY ELECTRIC

COMPANY FOR BLOCK 29.04 LOT(S)

63.01 AS APPEARS ON THE TAX MAP OF THE

BOROUGH OF AVALON, IN THE COUNTY OF

CAPE MAY AND STATE OF NEW JERSEY

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

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September 9, 2015

Resolution No. 159-2015: ARESOLUTION ACCEPTING PROPOSAL

FROM HATCH MOTT MACDONALD FOR

ENGINEERING SERVICES ACCEPTING PROPOSAL FROM HATCH MOTT MACDONALD FOR ENGINEERING SERVICES FOR FLOODPLAIN MANAGEMENT PLANNING FOR FEMA COMMUNITY RATING SYSTEM (CRS) PROGRAM FOR AN AMOUNT NOT TO EXCEED THIRTY-FIVE THOUSAND TWO HUNDRED ($35,200.00) DOLLARS

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. 160-2015: A RESOLUTION AUTHORIZING PAYMENT OF BILLS

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

Introduction and first reading by title only of Ordinance No. 726-2015:

Motion made by Councilman McCorristin, seconded by Council Vice President Hudanich

that Ordinance No. 726-2015 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. 726-2015:

Ordinance No. 726-2015:

AN ORDINANCE AMENDING CHAPTER 7 OF THE CODE OF THE

BOROUGH OF AVALON, 2013, TO REPEAL SECTION 7-23

PERTAINING TO RENTALS OF HOUSING AND FURTHER

REPEALING PORTIONS OF ORDINANCE 152-84 PERTAINING TO

GROUP RENTALS

**7385**

September 9, 2015

Motion made by Councilman McCorristin, seconded by Council Vice President Hudanich that Ordinance No. 726-2015 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. 725-2015:

Motion made by Councilman Covington, seconded by Councilman Burns that Ordinance No. 725-2015 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

Borough Clerk to read aloud Ordinance No. 725-2015:

Ordinance No.725-2015:

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 7 OF THE CODE OF THE BOROUGH OF AVALON, 2013 TO ADD A NEW SECTION PERTAINING TO CERTAIN IMPOUNDED PROPERTY BY THE BOROUGH

Council President Dean opened the meeting for public hearing on Ordinance No. 725-2015 and asked if there were any questions or comments.

There were no questions or comments.

Motion made by Councilman Covington, seconded by Councilman Burns 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 Burns that Ordinance No. 725-2015 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

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September 9, 2015

Reports of Officials:

James A. Waldron, Assistant Business Administrator, stated Scott Wahl had provided the following report to be included in the minutes.

We completed several meetings and discussions with Atlantic City Electric in advance of Council’s consideration for an easement that would allow Structure 69 to be placed on Borough property currently occupied by the Avalon Chamber of Commerce. Following these meetings and subsequent conversations, we wish to note the following objectives that have been reached in advance of your consideration Wednesday afternoon:

The diameter of the pole at the base as discussed at the August 26th Council meeting has been reduced from 51 inches to 40 inches.

Atlantic City Electric will pay for the landscaping design services for Taylor Design Group associated with Structure 69.

Atlantic City Electric will pay for a new sign for the Avalon Chamber of Commerce building and work with the Chamber on a design of the sign.

Atlantic City Electric will pay for two new blue pole light standards to be placed on the northeast and southeast corner at 30th Street and Ocean Drive.

The sight triangles have been approved by Municipal Engineer Tom Thornton.

Last Friday morning, a team including myself, Bill Macomber, John Tracy, Ed Dean, and Tom Thornton met with Atlantic City Electric to discuss the next construction phase of the Peermont Substation; that information is posted on the Borough’s website. As you may recall, Atlantic City Electric has tentatively scheduled its mandatory 20-minute power outage that will impact about half of the Borough for Wednesday, September 16th, at 4:00 pm. The Mayor has approved this date and time which is dependent on both favorable weather conditions and a reduction in power load in our community. I am away on vacation September 9th-19th, but I will execute a Code Red emergency alert call the evening before and the morning of the outage, whenever it occurs, and support information on our website/tv/radio/social media as well.

Public Comments:

James Lutz, 2529 Ocean Drive, asked for an update on the back bay dredging, specifically, the Sport Fishing Center and when boats would have to be moved and when docks would be removed.

James A. Waldron, informed Council and Mr. Lutz there was a meeting held this afternoon with representatives of Hatch Mott MacDonald, the Mayor and himself to review the coast guard notice to mariners. He said Shawn Carr, from Hatch Mott is going to have a further meeting with Mobile Dredging and Channel Marine to modify the notice to mariners. He indicated there will be areas of total closure for a matter of a few days. He said the schedule is to begin at Princeton Harbor to complete certain touch up work and it is anticipated to last three to four days, then on to Sterbeck Harbor where approximately 42 residents have signed up for the dredging. He said at that point they will move on to Pennsylvania Harbor, working eastward to Third Avenue; then proceed north. He said when Pennsylvania Harbor is nearing completion notices will be sent out to everyone in the Sport Fishing Center indicating when Channel Marine will be removing the docks and those boats will have to be moved.

James Lutz, commented many boat owners have dock boxes which need to be removed and would need advance notice as some owners go to Florida in the beginning of October.

James A. Waldron, suggested those owners make arrangements to move their dock boxes before the 1st of October.

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September 9, 2015

Resolution:

Resolution No. 161-2015: 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 PERSONNEL CONCERNING CERTAIN

SEASONAL EMPLOYEES

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

Motion made by Council Vice President Hudanich, seconded by Councilman Covington 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 5:09 p.m.

Motion made by Councilman Burns, 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 5:24 p.m.

Present:

Full Council

James A. Waldron, Assistant Business Administrator

Stephen D. Barse, Esquire, Borough Solicitor

Resolution:

Resolution No. 162-2015: A RESOLUTION AUTHORIZING THE

EXECUTION OF A PROFESSIONAL SERVICES

CONTRACT WITH WILLIAM G. BLANEY, ESQUIRE AND THE FIRM OF BLANEY & DONOHUE, P.A. AS SPECIAL COUNSEL FOR SPECIAL LABOR/DISCIPLINARY MATTERS FOR AN AMOUNT NOT TO EXCEED ELEVEN THOUSAND FIVE HUNDRED ($11,500.00) DOLLARS

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Motion made by Councilman Covington, 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

Motion made by Council President Dean, seconded by Councilman Burns 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 5:25 p.m.

Respectfully submitted,

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Marie J. Hood, Borough Clerk

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Richard E. Dean, Council President