

October 9, 2013

A Regular Meeting of the Borough Council of the Borough of Avalon was held on Wednesday, October 9, 2013 at 7:45 p.m. in the Meeting Room, 3100 Dune Drive, Avalon, New Jersey.

Attendance: Public - - - - - 8 Reporters - - - - - 1

The meeting was called to order by Council President Ellenberg.

<u>Roll call:</u>	Council President Ellenberg	Present
	Council Vice President Covington	Present
	Councilman Dean	Present
	Councilwoman Hudanich	Present
	Councilman McCorristin	Present

Also present:

Andrew J. Bednarek Business Administrator
 Stephen D. Barse, Esquire, Borough Solicitor
 Police Chief McCormick
 William Macomber, Director of Public Works/Utilities
 Paul E. Short Sr., Code Enforcement Official
 Jeffrey R. Hesley, Tax Assessor/Zoning Official
 Scott Wahl, Public Information Officer
 Salvatore J. DeSimone, Flood Plain Manager
 Thomas R. Thornton, P.E., Borough Engineer, Hatch Mott Macdonald, LLC
 Dean Marcolongo, Esquire, Planning/Zoning Board Attorney
 Joseph Maffei, P.E., P.P., C.M.E., Planning/Zoning Board Engineer

Council President Ellenberg read the Open Public Meetings Act Announcement.

Notice of this Regular Meeting was included in the Annual Schedule of Meetings dated June 12, 2013. 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. 169 -2013: A RESOLUTION AUTHORIZING THE RELEASE OF THE PERFORMANCE GUARANTEE IN THE AMOUNT OF NINE THOUSAND FOUR HUNDRED TWO (\$9,402.00) DOLLARS SUBMITTED BY EXIT 13 PROPERTIES, LLC FOR BLOCK 22.04, LOTS 69 & 69.01, 2269 OCEAN DRIVE IN THE BOROUGH OF AVALON

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

<u>ROLL CALL VOTE:</u>	Council Vice President Covington	Aye
	Councilman Dean	Aye
	Councilwoman Hudanich	Aye
	Councilman McCorristin	Aye
	Council President Ellenberg	Aye

Resolution No. 170-2013: A RESOLUTION AUTHORIZING THE CANCELLATION OF UNEXPENDED GRANT FUND RECEIVABLE AND APPROPRIATION BALANCES OF THE 2011 COPS IN SHOPS GRANT AND THE 2012 DRIVE SOBER OR GET PULLED OVER GRANT

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

<u>ROLL CALL VOTE:</u>	Council Vice President Covington	Aye
	Councilman Dean	Aye
	Councilwoman Hudanich	Aye
	Councilman McCorristin	Aye
	Council President Ellenberg	Aye

Resolution No. 171 -2013: A RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF AVALON AND THE COUNTY OF CAPE MAY FOR MUTUAL SHARED ACCESS TO FUEL PUMPS DURING DECLARED STATE OF EMERGENCY SITUATIONS FOR A TERM OF TEN (10) YEARS COMMENCING OCTOBER 9, 2013 THROUGH OCTOBER 8, 2023

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

<u>ROLL CALL VOTE:</u>	Council Vice President Covington	Aye
	Councilman Dean	Aye
	Councilwoman Hudanich	Aye
	Councilman McCorristin	Aye
	Council President Ellenberg	Aye

Resolution No. 172-2013: A RESOLUTION AUTHORIZING PAYMENT OF BILLS

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

<u>ROLL CALL VOTE:</u>	Council Vice President Covington	Aye
	Councilman Dean	Aye
	Councilwoman Hudanich	Aye
	Councilman McCorristin	Aye
	Council President Ellenberg	Aye

Ordinances:

Introduction and first reading by title only of Ordinance No. 687-2013:

Motion made by Council Vice President Covington, seconded by Councilwoman Hudanich that Ordinance No. 687-2013 be brought on for first reading by title only.

<u>ROLL CALL VOTE:</u>	Council Vice President Covington	Aye
	Councilman Dean	Aye
	Councilwoman Hudanich	Aye
	Councilman McCorristin	Aye
	Council President Ellenberg	Aye

Borough Clerk to read aloud Ordinance No. 687-2013:

Ordinance No. 687-2013:

AN ORDINANCE AMENDING CHAPTER 5 (PERSONNEL) OF THE CODE OF REVISED GENERAL ORDINANCES, 2000 REGARDING EMPLOYEE ELIGIBILITY FOR HEALTH CARE BENEFITS AND EMPLOYEE COST CONTRIBUTION FOR HEALTH CARE BENEFITS

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Motion made by Council Vice President Covington, seconded by Councilwoman Hudanich that Ordinance No. 687-2013 be passed on first reading and advertised according to law.

<u>ROLL CALL VOTE:</u>	Council Vice President Covington	Aye
	Councilman Dean	Aye
	Councilwoman Hudanich	Aye
	Councilman McCorristin	Aye
	Council President Ellenberg	Aye

Second reading, public hearing and final action on Ordinance No. 685-2013:

Motion made by Council Vice President Covington, seconded by Council President Ellenberg that Ordinance No. 685-2013 be brought on for second reading, public hearing and final action.

<u>ROLL CALL VOTE:</u>	Council Vice President Covington	Aye
	Councilman Dean	Aye
	Councilwoman Hudanich	Aye
	Councilman McCorristin	Aye
	Council President Ellenberg	Aye

Borough Clerk to read aloud Ordinance No. 685-2013:

Ordinance No.685-2012:

AN ORDINANCE AMENDING ORDINANCE NO. 682-2013 ENTITLED "AN ORDINANCE AMENDING CHAPTER 19 (FLOOD CONTROL) OF THE CODE OF REVISED GENERAL ORDINANCES, 2000"

Council President Ellenberg opened the meeting for public hearing on Ordinance No. 685-2013 and asked if there were any questions or comments.

Verbatim transcript is attached.

Motion made by Council Vice President Covington, seconded by Council President Ellenberg that the public hearing be closed.

<u>ROLL CALL VOTE:</u>	Council Vice President Covington	Aye
	Councilman Dean	Aye
	Councilwoman Hudanich	Aye
	Councilman McCorristin	Aye
	Council President Ellenberg	Aye

Motion made by Council Vice President Covington, seconded by Council President Ellenberg that Ordinance No. 685-2012 be finally adopted, submitted to the Mayor for approval and advertised according to law.

<u>ROLL CALL VOTE:</u>	Council Vice President Covington	Nay
	Councilman Dean	Nay
	Councilwoman Hudanich	Nay
	Councilman McCorristin	Nay
	Council President Ellenberg	Nay

Reports of Officials:

None.

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Public Comments:

None.

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

<u>ROLL CALL VOTE:</u>	Council Vice President Covington	Aye
	Councilman Dean	Aye
	Councilwoman Hudanich	Aye
	Councilman McCorristin	Aye
	Council President Ellenberg	Aye

Regular Meeting adjourned at 9:00 p.m.

Respectfully submitted,

Georgann Berardis, Deputy Borough Clerk

Charles P. Covington, Council Vice President