

September 25, 2013

A Regular Meeting of the Borough Council of the Borough of Avalon was held on Wednesday, September 25, 2013 at 8:14 p.m. in the Meeting Room, 3100 Dune Drive, Avalon, New Jersey.

Attendance: Public - - - - - 4 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 Captain David McCallion
 William Macomber, Director of Public Works/Utilities
 Paul E. Short, Sr., Code Enforcement Officer
 Scott Wahl, Public Information Officer
 Thomas R. Thornton, P.E., Borough Engineer, Hatch Mott Macdonald, LLC

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.

Minutes:

Work Session, Agenda Session, Regular Meeting, Closed Session – August 14, 2013
 Work Session, Agenda Session, Regular Meeting, Closed Session – September 11, 2013

Motion made by Councilwoman Hudanich, seconded by Councilman Dean that the minutes be approved as submitted.

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

The following minutes are being voted upon separately due to the absence of Councilwoman Hudanich:

Work Session, Agenda Session, Regular Meeting, Closed Session – August 28, 2013

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

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

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Public comments regarding Resolutions:

None.

Resolution No. 162-2013: A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO THE DIRECT ACCESS GROUP HEALTH INSURANCE PLAN AND RATIFYING THE AGREEMENT AS PROPOSED BY HORIZON BLUE CROSS/BLUE SHIELD OF NEW JERSEY TO PROVIDE HEALTH CARE BENEFITS (INCLUDING PRESCRIPTION DRUG COVERAGE) TO THE ACTIVE AND RETIRED EMPLOYEES OF THE BOROUGH OF AVALON FOR A TWO (2) MONTH TERM COMMENCING NOVEMBER 1, 2013 THROUGH DECEMBER 31, 2013

Resolution No. 163-2013: A RESOLUTION TO AUTHORIZE PARTICIPATION IN THE STATE HEALTH BENEFITS PROGRAM AND/OR SCHOOL EMPLOYEES' HEALTH BENEFITS PROGRAM OF THE STATE OF NEW JERSEY

Resolution No. 164-2013: A RESOLUTION TO ADOPT THE PROVISIONS OF CHAPTER 48 (N.J.S.A. 52:14.17.38) UNDER WHICH A PUBLIC EMPLOYER MAY AGREE TO PAY FOR THE STATE HEALTH BENEFITS PROGRAM (SHBP) AND/OR SCHOOL EMPLOYEES' HEALTH BENEFITS PROGRAM (SHBP) COVERAGE OF CERTAIN RETIREES

Motion made by Council Vice President Covington, seconded by Councilwoman Hudanich that the resolutions 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. 165-2013: A RESOLUTION AUTHORIZING REJECTION OF BIDS RECEIVED FOR BOROUGH OF AVALON, CAPE MAY COUNTY, NEW JERSEY, RECONSTRUCTION OF VARIOUS STREETS, CONTRACT NO. M-95 AND AUTHORIZING HATCH MOTT MACDONALD, LLC TO RE-ADVERTISE FOR BIDS

Motion made by Councilman Dean, 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. 166-2013: A RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT WITH BERGEY'S TRUCK, INC OF TRENTON, NJ FOR BOROUGH CONTRACT NO. 13-07 R-1, ACQUISITION & DELIVERY OF ONE (1) MODEL YEAR 2014 OR NEWER HEAVY DUTY TRACTOR FOR THE BOROUGH OF AVALON, BASE BID PLUS OPTIONAL TRADE-IN (DEDUCT) IN THE AMOUNT OF ONE HUNDRED EIGHTEEN THOUSAND NINE HUNDRED NINETY-SEVEN (\$118,997.00) DOLLARS

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Motion made by Councilman McCorristin, seconded by Councilman Dean 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. 167-2013: A RESOLUTION AUTHORIZING RELEASE OF CERTAIN CLOSED SESSION MINUTES OF THE BOROUGH OF AVALON FOR THE PERIOD AUGUST 14, 2013 THROUGH SEPTEMBER 11, 2013 CONCERNING MATTERS THAT HAVE BEEN SETTLED OR CONCLUDED

Motion made by Councilwoman Hudanich, 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. 168-2013: A RESOLUTION AUTHORIZING PAYMENT OF BILLS

Motion made by Councilman Dean, 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

Introduction and first reading by title only of 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 first reading by title only.

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

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

Ordinance No. 685-2013:

AN ORDINANCE AMENDING CHAPTER 19 (FLOOD CONTROL)
OF THE CODE OF REVISED GENERAL ORDINANCES, 2000

Motion made by Council Vice President Covington, seconded by Council President Ellenberg that Ordinance No. 685-2013 be passed on first reading and advertised according to law.

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

Introduction and first reading by title only of Ordinance No. 686-2013:

Motion made by Councilman Dean, seconded by Councilwoman Hudanich that Ordinance No. 686-2013 be brought on for first reading by title only.

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

Borough Clerk to read aloud Ordinance No. 686-2013:

Ordinance No. 686-2013:

AN ORDINANCE AMENDING CHAPTER 27 (ZONING)
OF THE CODE OF REVISED GENERAL ORDINANCES, 2000
REGARDING DEFINITIONS AND REGULATIONS PERTAINING TO
ADVISORY BASE FLOOD ELEVATIONS AND FLOOD HAZARD
PROTECTIONS

Motion made by Councilman Dean, seconded by Councilwoman Hudanich that Ordinance No. 686-2013 be passed on first reading and advertised according to law.

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

Reports of Officials:

Update by Thomas R. Thornton, Borough Engineer, Hatch Mott Macdonald, LLC regarding 2013 Flood Mitigation Plan Progress Report.

Verbatim transcript attached.

Report by Scott Wahl, Public Information Officer regarding National Preparedness Fair in Washington, DC.

Verbatim transcript attached.

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Monthly Reports:

Month of June, 2013:

Borough Clerk and Registrar's Report submitted by Amy W. Kleuskens.
Bureau of Fire Prevention, Licensing, Miscellaneous Construction Collection, Construction Water and Sewer, Uniform Construction Code, Jitneys and Taxicab 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 Division Report submitted by Recreation Personnel.
Tax Collector Control Account Report submitted by Connie L. DiCola.
Zoning Report submitted by Jeffrey R. Hesley.

Motion made by Council President Ellenberg, seconded by Councilman McCorristin that the reports be received and filed.

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

Pending business:

None.

New business:

None.

Public Comments:

None.

Motion made by Councilman McCorristin, seconded by Councilwoman Hudanich 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 8:37 p.m.

Respectfully submitted,

Georgann Berardis, Deputy Borough Clerk

Charles P. Covington, Council Vice President