A Regular Meeting of the Borough Council of the Borough of Avalon was held on Wednesday, January 11, 2017 at 4:45 p.m. in the Meeting Room, 3100 Dune Drive, Avalon, New Jersey.

Attendance: Public - - - - - - - - - - 5 Reporters - - - - - - - - - - 2

The meeting was called to order by Council President Hudanich.

Roll call: Council President Hudanich Present

Councilman Covington Present

Councilman Dean Present

Council Vice President McCorristin Present

Also present:

Mayor Martin L. Pagliughi

James Waldron, Assistant Business Administrator

Stephen D. Barse, Esquire, Borough Solicitor

Paul Short, Code Enforcement Official

William Macomber, Director of Public Works/Utilities

Jeffrey Christopher, Captain of Police

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

Steven Camp, Assistant Director of Public Works/Utilities

James V. Craft, CFO

Murray Wolf, Captain of Beach Patrol

Charles McDonnell, Recreation Director

Neil Hensel, Chairman, Planning/Zoning Board

William Flanigan, Tilson Technology

Dominic Villecco, V-COMM

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.

Public comments regarding Resolutions:

None.

Resolution No. 1-2017: A RESOLUTION AUTHORIZING THE 2017

TEMPORARY BUDGET - N.J.S.A. 40A:4-19

Resolution No. 2-2017: ARESOLUTION ADOPTING THE CASH MANAGEMENT PLAN OF THE BOROUGH OF AVALON FOR THE YEAR 2017

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

ROLL CALL VOTE: Councilman Covington Aye  
Councilman Dean Aye  
Council President Hudanich Aye  
Council Vice President McCorristin Aye

Resolution No. 3-2017: A RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT BETWEEN THE BOROUGH OF AVALON AND SENIOR TRAVEL SERVICE OF CAPE MAY COURT HOUSE, NJ TO GUARANTEE THE AVAILABILITY OF TRANSPORTATION SERVICES TO ASSIST IN THE EVACUATION OF BOROUGH RESIDENTS ON AN AS NEEDED BASIS FOR ONE (1) YEAR TERM COMMENCING JANUARY 1, 2017

Resolution No. 4-2017: A RESOLUTION AUTHORIZING RENEWAL OF AN AGREEMENT WITH RANSOME RENTAL CO., LP OF BENSALEM, PA FOR PORTABLE GENERATOR TO PROVIDE STANDBY ELECTRICAL POWER TO AN EVACUATION SHELTER ON AN AS NEEDED BASIS FOR AN ADDITIONAL ONE (1) YEAR TERM COMMENCING JANUARY 1, 2017

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

ROLL CALL VOTE: Councilman Covington Aye  
Councilman Dean Aye  
Council President Hudanich Aye  
Council Vice President McCorristin Aye

Resolution No. 5-2017: A RESOLUTION AUTHORIZING THE APPOINTMENT OF SCOTT WAHL AS FUND COMMISSIONER AND JAMES A. WALDRON AS ALTERNATE FUND COMMISSIONER, FOR A ONE YEAR TERM COMMENCING JANUARY 1, 2017 TO THE ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND FOR THE BOROUGH OF AVALON

Resolution No. 6-2017: A RESOLUTION DESIGNATING SCOTT WAHL, BUSINESS ADMINISTRATOR AS THE PUBLIC AGENCY COMPLIANCE OFFICER FOR THE BOROUGH OF AVALON FOR THE YEAR 2017

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

ROLL CALL VOTE: Councilman Covington Aye  
Councilman Dean Aye  
Council President Hudanich Aye  
Council Vice President McCorristin Aye

Resolution No. 7-2017: A RESOLUTION AUTHORIZING THE APPOINTMENT OF FRANK GUARACINI, III, ESQUIRE OF BLANEY & KARAVAN, P.C. OF AVALON, NJ AS MUNICIPAL PROSECUTOR AND EMILY A. BUONADONNA, ESQUIRE OF UPPER TOWNSHIP, NEW JERSEY AS ASSISTANT MUNICIPAL PROSECUTOR FOR THE BOROUGH OF AVALON EACH FOR A ONE YEAR TERM COMMENCING JANUARY 1, 2017

Resolution No. 8-2017: A RESOLUTION AUTHORIZING THE APPOINTMENT OF MICHAEL SORENSEN, ESQUIRE OF CAPE MAY COURT HOUSE, NJ AS MUNICIPAL PUBLIC DEFENDER FOR THE BOROUGH OF AVALON FOR A ONE YEAR TERM COMMENCING JANUARY 1, 2017

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

ROLL CALL VOTE: Councilman Covington Aye  
Councilman Dean Aye  
Council President Hudanich Aye  
Council Vice President McCorristin Aye

Resolution No. 9-2017: A RESOLUTION AUTHORIZING THE EXECUTION OF PROFESSIONAL SERVICES CONTRACTS, NON-FAIR AND OPEN, FOR A ONE (1) YEAR TERM COMMENCING JANUARY 1, 2017 THROUGH DECEMBER 31, 2017

Resolution No. 10-2017: A RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH ALAN I. GOULD, ESQUIRE AS SPECIAL CONFLICT COUNSEL AND ADMINISTRATIVE HEARING OFFICER FOR THE BOROUGH OF AVALON FOR A ONE (1) YEAR TERM COMMENCING JANUARY 1, 2017 THROUGH DECEMBER 31, 2017

Resolution No. 11-2017: A RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH MARSH & MCLENNAN AGENCY, LLC AS RISK MANAGEMENT CONSULTANT FOR A ONE (1) YEAR TERM COMMENCING JANUARY 1, 2017 THROUGH DECEMBER 31, 2017

Resolution No. 12-2017: A RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH DR. STEWART C. FARRELL, EXECUTIVE DIRECTOR, COASTAL RESEARCH CENTER, THE RICHARD STOCKTON COLLEGE OF NJ FOR MONITORING COMMUNITY BEACHES SEASONALLY FOR A ONE (1) YEAR TERM COMMENCING JANUARY 1, 2017 THROUGH DECEMBER 31, 2017

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

ROLL CALL VOTE: Councilman Covington Aye  
Councilman Dean Aye  
Council President Hudanich Aye  
Council Vice President McCorristin Aye

Resolution No. 13-2017: A RESOLUTION AWARDING A CONTRACT TO STEPHEN SERWATKA, T/A ANIMAL CONTROL OF SOUTH JERSEY FOR ANIMAL CONTROL SERVICES IN THE BOROUGH OF AVALON FOR A TERM OF ONE (1) YEAR COMMENCING JANUARY 1, 2017 THROUGH DECEMBER 31, 2017

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

ROLL CALL VOTE: Councilman Covington Aye  
Councilman Dean Aye  
Council President Hudanich Aye  
Council Vice President McCorristin Aye

Resolution No. 14-2017: A RESOLUTION APPROVING RE-APPOINTMENT BY THE MAYOR WITH ADVICE AND CONSENT OF BOROUGH COUNCIL OF A TRUSTEE OF THE FREE PUBLIC LIBRARY OF THE BOROUGH OF AVALON

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

ROLL CALL VOTE: Councilman Covington Aye  
Councilman Dean Aye  
Council President Hudanich Aye  
Council Vice President McCorristin Aye

Resolution No. 15-2017: A RESOLUTION DESIGNATING THE BOROUGH CLERK AND DEPUTY BOROUGH CLERK TO ISSUE CERTIFICATES AS TO LIABILITY FOR ASSESSMENT OF MUNICIPAL IMPROVEMENTS EFFECTIVE JANUARY 1, 2017 THROUGH JANUARY 31, 2017

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

ROLL CALL VOTE: Councilman Covington Aye  
Councilman Dean Aye  
Council President Hudanich Aye  
Council Vice President McCorristin Aye

Resolution No. 16-2017: A RESOLUTION ESTABLISHING A POLICY CONCERNING THE USE OF VIDEO AND SLIDE PRESENTATIONS TO BOROUGH COUNCIL AT PUBLIC MEETINGS AND THE USE OF BOROUGH VIDEO EQUIPMENT BY THE PUBLIC IN SUCH CIRCUMSTANCES AND RESCINDING RESOLUTION 170-2016 ADOPTED ON OCTOBER 26, 2016

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

ROLL CALL VOTE: Councilman Covington Aye  
Councilman Dean Aye  
Council President Hudanich Aye  
Council Vice President McCorristin Aye

Resolution No. 17-2017: A RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT, NON-FAIR AND OPEN, WITH WILLIAM G. BLANEY, ESQUIRE, AND MARCUS H. KARAVAN, ESQUIRE OF BLANEY & KARAVAN, P.C., ATTORNEYS AT LAW OF NEW JERSEY AS SPECIAL LITIGATION COUNSEL AND FOR EXTRAORDINARY LEGAL MATTERS AND TO SERVE AS SPECIAL COUNSEL TO HANDLE RENTAL COMPLAINTS AND ISSUES RELATED THERETO FOR A ONE (1) YEAR TERM FROM JANUARY 1, 2017 TO DECEMBER 31, 2017 AND AMENDING RESOLUTION 174-2016

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

ROLL CALL VOTE: Councilman Covington Aye  
Councilman Dean Aye  
Council President Hudanich Aye  
Council Vice President McCorristin Aye

Resolution No. 18-2017: A RESOLUTION RATIFYING THE AGREEMENT BETWEEN THE BOROUGH OF AVALON AND POLICE CAPTAIN FOR A THREE (3) YEAR TERM COMMENCING JANUARY 1, 2017 THROUGH DECEMBER 31, 2019

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

ROLL CALL VOTE: Councilman Covington Aye  
Councilman Dean Aye  
Council President Hudanich Aye  
Council Vice President McCorristin Aye

Resolution No. 19-2017: A RESOLUTION APPOINTING CLASS II SPECIAL OFFICERS FOR THE BOROUGH OF AVALON

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

ROLL CALL VOTE: Councilman Covington Aye  
Councilman Dean Aye  
Council President Hudanich Aye  
Council Vice President McCorristin Aye

Resolution No. 20-2017: A RESOLUTION APPROVING A MEMBERSHIP IN THE NEW JERSEY STATE FIREMEN’S RELIEF ASSOCIATION

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

ROLL CALL VOTE: Councilman Covington Aye  
Councilman Dean Aye  
Council President Hudanich Aye  
Council Vice President McCorristin Aye

Resolution No. 21-2017: A RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT WITH MATHIS CONSTRUCTION CO., INC. FOR OCEAN DRIVE SANITARY SEWER SYSTEM IMPROVEMENTS CONTRACT NO. 55 IN THE AMOUNT OF THREE MILLION NINETY-FOUR THOUSAND TEN DOLLARS ($3,094,010.00)

Resolution No. 22-2017: A RESOLUTION AUTHORIZING MOTT MACDONALD TO PROVIDE CONSTRUCTION ENGINEERING SERVICES FOR OCEAN DRIVE SANITARY SEWER IMPROVEMENTS, CONTRACT NO. 55 ON A REIMBURSABLE BASIS FOR AN AMOUNT NOT TO EXCEED TWO HUNDRED THIRTY-TWO THOUSAND ($232,000.00) DOLLARS

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

ROLL CALL VOTE: Councilman Covington Aye  
Councilman Dean Aye  
Council President Hudanich Aye  
Council Vice President McCorristin Aye

Resolution No. 23-2017: A RESOLUTION AUTHORIZING PARTICIPATION IN THE STATE HEALTH BENEFITS PROGRAM OF THE STATE OF NEW JERSEY

Resolution No. 24-2017: A RESOLUTION AUTHORIZING PARTICIPATION IN THE NEW JERSEY STATE HEALTH BENEFITS PROGRAM ACT OF THE STATE OF NEW JERSEY FOR LOCAL PRESCRIPTION DRUG COVERAGE

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

ROLL CALL VOTE: Councilman Covington Aye  
Councilman Dean Aye  
Council President Hudanich Aye  
Council Vice President McCorristin Aye

Resolution No. 25-2017: A RESOLUTION AUTHORIZING APPOINTMENT OF A COUNCIL MEMBER-AT-LARGE OF THE BOROUGH OF AVALON TO FILL A VACANCY PURSUANT TO N.J.S.A. 40A:16-4

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

ROLL CALL VOTE: Councilman Covington Aye  
Councilman Dean Aye  
Council President Hudanich Aye  
Council Vice President McCorristin Aye

Resolution No. 26-2017: A RESOLUTION AUTHORIZING PAYMENT OF

BILLS

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

ROLL CALL VOTE: Councilman Covington Aye  
Councilman Dean Aye  
Council President Hudanich Aye  
Council Vice President McCorristin Aye

Reports of Officials:

Mayor Pagliughi reported a preconstruction meeting was recently held for the beachfill project for Avalon and Stone Harbor with the Army Corps of Engineers, the New Jersey Department of Environmental Protection and the contractor. This project is being conducted in the same fashion of previous beachfill projects. The precondition surveys will begin on January 12, 2017, and those should be completed within a week. The project will continue to move forward from that point, and the final dune grass planting is scheduled for the week of March 1st through March 8th. The contract completion is tentatively set for April 19, 2017 with $3,500.00 per day liquidated damages, however inclement weather, breakdowns and unforeseen circumstances could possibly change the completion date.

Councilman Covington asked when the pumping will begin.

Mayor Pagliughi responded the contractor is hoping to begin pumping between January 27, 2017 and February 11, 2017.

Mayor Pagliughi performed the swearing-in of James Deever as a member-at-large of Avalon Borough Council.

Jim Waldron stated Scott Wahl is not in attendance due to illness and wished for Scott to get well soon.

Public Comments:

Dominic Villecco, Principal of V-COMM, reported New Jersey currently collects approximately $120 million per year in 911 fees from every landline and cell phone at a rate of ninety cents per line, per month. Approximately 11% of those fees are spent for 911, while the remaining 89% of fees are not spent for 911 purposes. Mayor Pagliughi has been working with V-COMM, the New Jersey Wireless Association, and some Freeholders within the County to bring awareness to this topic in Trenton. There are now bills in the Assembly in Trenton regarding the allocation of this funding, and there are hopes this money will be appropriately allocated within the next year. Once the money is properly allocated, it will help the County and municipalities.

Council President Hudanich inquired if this funding is currently being allocated to the general fund.

Dominic Villecco responded yes and added the funding is allocated to what is referred to as other Public Safety related expenses.

Mayor Pagliughi added Federal Legislation created this tax, and New Jersey put the money back into the different Public Safety points for 911 enhancements, training and technology up until 2009, when the funding was diverted to the general fund. He further noted with the increased number of cell phones, numerous 911 calls for one emergency event are often received. All calls must be answered, which can be daunting for dispatchers, as current technology sends 911 calls to the closest cell tower, and not always to the closest dispatch center. New technology will aid with the triangulation of cell phones to help avoid unnecessary transfers. This next generation 911 is going to be mandatory for all dispatch centers and will be very expensive. If these fees are allocated properly, it could help alleviate some of the costs to municipalities that will need to upgrade their equipment to accommodate this new technology.

Dominic Villecco noted the legislation is currently stalled at the Senate level in Trenton and also includes a 10% increase in the fees. He expressed hopes that the funding will soon be allocated correctly to help alleviate costs at the municipal level.

Council President Hudanich inquired if any states tax for the use of airwaves to be dedicated to higher education.

Dominic Villecco responded he is unaware of any states that do that.

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

ROLL CALL VOTE: Councilman Covington Aye  
Councilman Dean Aye  
Council President Hudanich Aye  
Council Vice President McCorristin Aye

Regular Meeting adjourned at 5:07 p.m.

Respectfully submitted,

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Marie J. Hood, Borough Clerk

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Nancy M. Hudanich, Council President