A Regular Meeting of the Borough Council of the Borough of Avalon was held on Wednesday, February 22, 2017 at 7:56 p.m. in the Meeting Room, 3100 Dune Drive, Avalon, New Jersey.

Attendance: Public - - - - - - - - - - 1 Reporters - - - - - - - - - - 2

The meeting was called to order by Council President Hudanich.

Roll call: Council President Hudanich Present

Councilman Covington Present

Councilman Dean Present

Councilman Deever Present

Council Vice President McCorristin Present

Also present:

Scott Wahl, Business Administrator

James Waldron, Assistant Business Administrator

Stephen D. Barse, Esquire, Borough Solicitor

Nicole Curio, Esquire, Gruccio, Pepper, DeSanto & Ruth

Paul Short, Code Enforcement Official

James V. Craft, Chief Financial Officer

Steven Camp, Assistant Director of Public Works/Utilities

William McCormick, Chief of Police

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

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 – January 25, 2017

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

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

 Work Session, Agenda Session, Regular Meeting – February 8, 2017

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

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

Ordinance:

Introduction and first reading by title only of Ordinance No. 753-2017:

 Motion made by Councilman Covington, seconded by Council President Hudanich that Ordinance No. 753-2017 be brought on for first reading by title only.

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

Borough Clerk to read aloud Ordinance No. 753-2017:

Ordinance No. 753-2017:

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

 Motion made by Councilman Covington, seconded by Council President Hudanich that Ordinance No. 753-2017 be passed on first reading and advertised according to law.

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

Public comments regarding Resolutions:

None.

Council President Hudanich reported the introduction of the Municipal Budget by Resolution will be voted upon this evening. She clarified that the public hearing and final adoption of the budget will be held at the Regular Meeting of Council scheduled on March 22, 2017. The Mayor submitted the budget in early February, which was reviewed by the Finance Committee consisting of Council President Hudanich, Councilman Covington, Chief Financial Officer Jim Craft, and Business Administrator Scott Wahl. The Finance Committee is confident that this budget provides the essential services that address the public health, safety, and security challenges and ensures the continuance of the quality of life that is expected in Avalon. The ongoing commitment and long-term capital improvements protecting the infrastructure, and maintaining services offered is addressed in this budget, which is approximately $36 million. A more in depth look at the budget will be reviewed with AHLOA on March 11, 2017, as well as at the March 22, 2017 Council Meeting. A public hearing will also be held on March 22, 2017 at which point all members of the public will have an opportunity to address Council. Copies of the budget are available on the Borough’s website as well as the Borough Clerk’s Office. She encouraged all to attend the public hearing.

Resolution No. 49-2017: A RESOLUTION REGARDING THE LOCAL MUNICIPAL BUDGET OF THE BOROUGH OF

 AVALON, COUNTY OF CAPE MAY FOR THE FISCAL

 YEAR 2017

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

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

Borough Clerk read:

The 2017 Local Municipal Budget Summary is available at the back of the room this evening.

Copies of the introduced 2017 Local Municipal Budget, in its entirety, and Budget Summary

may also be obtained by members of the general public at the Borough Clerk’s Office and on the

Borough’s website, [www.avalonboro.](http://www.avalonboro.)net, up to and including the time of the Budget Hearing to

be held on March 22, 2017.

Resolution No. 50-2017: A RESOLUTION REGARDING THE 2017 LOCAL MUNICIPAL BUDGET EXAMINATION

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

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

Resolution No. 51-2017: 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 Council Vice President McCorristin that the resolution be adopted.

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

Resolution No. 52-2017: A RESOLUTION DETERMINING THAT A CERTAIN YARD SALE SCHEDULED TO BE CONDUCTED UNDER THE SPONSORSHIP OF THE AVALON GARDEN CLUB ON SATURDAY, MAY 13, 2017, IS EXEMPT FROM THE PROVISIONS OF CHAPTER 10 OF THE CODE OF THE BOROUGH OF AVALON, 2013

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
Councilman Deever Aye
Council President Hudanich Aye
Council Vice President McCorristin Aye

Resolution No. 53-2017: A RESOLUTION GRANTING A 2017 AMUSEMENT GAMES LICENSE TO TWO BITS AMUSEMENTS, INC. FOR PREMISES LOCATED AT 2805-07-09 BOARDWALK, AVALON, NEW JERSEY

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

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

Resolution No. 54-2017: A RESOLUTION CONFIRMING THE APPOINTMENT BY THE MAYOR WITH ADVICE AND CONSENT OF BOROUGH COUNCIL OF MEMBERS TO SERVE ON THE ALTERNATE ENERGY RESOURCE SUBCOMMITTEE, COMMONLY KNOWN AS THE “GREEN TEAM”

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
Councilman Deever Aye
Council President Hudanich Aye
Council Vice President McCorristin Aye

Resolution No. 55-2017: A RESOLUTION AUTHORIZING CHANGE ORDER NOS. 2 & 3 FOR DUNE DRIVE AND AVALON AVENUE SANITARY SEWER SYSTEM IMPROVEMENTS CONTRACT M-53

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

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

Resolution No. 56-2017: A RESOLUTION AUTHORIZING PAYMENT OF

 BILLS

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

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

Reports and Recommendations by Mayor and Officials:

Reports of Officials:

None.

Monthly Reports:

Month of January, 2017:

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

Bureau of Fire Prevention, Bureau of 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 Deborah Scott.

Police Department Report submitted by Chief William McCormick.

Public Works Department Report submitted by William Macomber.

Recreation Operations Report submitted by Charles O’Donnell.

Tax Collector Control Account Report submitted by Alexis Coan.

Zoning Report submitted by Jeffrey R. Hesley.

Motion made by Councilman Deever, seconded by Councilman Covington that the reports be approved.

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

Pending business.

None.

New business

None.

Public Comments:

None.

Resolution No. 57-2017: 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 CONTRACT NEGOTIATIONS AND ATTORNEY CLIENT PRIVILEGE CONCERNING UNITED INDEPENDENT UNION LOCAL 1 (POLICE DISPATCHERS UNIT) CONTRACT

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

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

Motion made by Councilman Deever, 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

 Councilman Dean Aye

 Council Vice President McCorristin Aye

 Council President Hudanich Aye

Council President Hudanich announced there may be official action taken after the Closed Session.

Public portion of the Regular Meeting recessed at 8:04 p.m.

 Motion made by Council Vice President McCorristin, 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 8:17 p.m.

Present:

Full Council

 Scott Wahl, Business Administrator

 James A. Waldron, Assistant Business Administrator

 Stephen D. Barse, Esquire, Borough Solicitor

 Nicole Curio, Esquire, Gruccio, Pepper, DeSanto & Ruth

Resolution No. 58-2017: A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN THE BOROUGH OF AVALON AND UNITED INDEPENDENT UNION, LOCAL 1, JANUARY 1, 2017 THROUGH DECEMBER 31, 2019

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

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

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

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

Regular Meeting adjourned at 8:18 p.m.

 Respectfully submitted,

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 Marie J. Hood, Borough Clerk

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 Nancy M. Hudanich, Council President