A Regular Meeting of the Borough Council of the Borough of Avalon was held on Wednesday, December 14, 2016 at 4:38 p.m. in the Meeting Room, 3100 Dune Drive, Avalon, New Jersey.

Attendance: Public - - - - - - - - - - 4 Reporters - - - - - - - - - - 2

The meeting was called to order by Council President Hudanich.

Roll call: Council President Hudanich Present

Councilman Burns Absent

Councilman Covington Present

Councilman Dean Present

Council Vice President McCorristin Present

Also present:

Scott Wahl, Business Administrator

James A. Waldron, Assistant Business Administrator

Stephen D. Barse, Esquire, Borough Solicitor

William McCormick, Chief of Police

Paul E. Short, Sr., Code Enforcement Official

William Macomber, Director of Public Works & Utilities

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

Neil Hensel, Chairman, Planning/Zoning Board

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 – November 22, 2016

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

ROLL CALL VOTE: Councilman Burns Absent

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Abstain

Public comments regarding Resolutions:

None.

Resolution No. 189-2016: A RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT WITH PYROTECHNIC FIREWORKS, INC. OF NEW CASTLE, PA FOR BOROUGH CONTRACT NO. 17-01 2017-2019 FOURTH OF JULY FIREWORK SHOWS

Resolution No. 190-2016: A RESOLUTION APPROVING A SPECIAL EVENT PERMIT FOR THE BOROUGH OF AVALON 2017 & 2018 FOURTH OF JULY FIREWORKS SHOWS

Resolution No. 191-2016: A RESOLUTION GRANTING PERMISSION FOR THE DISCHARGE OF FIREWORKS AT THE 2017 AND 2018 FOURTH OF JULY FIREWORKS SHOWS

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

ROLL CALL VOTE: Councilman Burns Absent

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Resolution No. 192-2016: A RESOLUTION AUTHORIZING THE RELEASE OF A CERTAIN RENTAL BOND POSTED WITHIN THE BOROUGH OF AVALON

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

ROLL CALL VOTE: Councilman Burns Absent

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Resolution No. 193-2016: A RESOLUTION SUPPORTING SENATE BILL 2663 AND ASSEMBLY BILL 4234

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

ROLL CALL VOTE: Councilman Burns Absent

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Resolution No. 194-2016: A RESOLUTION AUTHORIZING CHANGE ORDER NOS. 1, 2, & 3 FOR THE 39TH STREET PARK, CONTRACT M-99

Resolution No. 195-2016: A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR RECONSTRUCTION OF FIFTH AVENUE BULKHEAD

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

ROLL CALL VOTE: Councilman Burns Absent

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Resolution No. 196-2016: A RESOLUTION AUTHORIZING AN AGREEMENT FOR SHARED SERVICES FOR ALL EMERGENCY AND NON-EMERGENCY DISPATCH CALLS FOR THE MUNICIPALITIES OF THE BOROUGH OF AVALON AND THE BOROUGH OF STONE HARBOR FOR A THREE (3) YEAR TERM COMMENCING JANUARY 1, 2017 THROUGH DECEMBER 31, 2019

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

ROLL CALL VOTE: Councilman Burns Absent

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Resolution No. 197-2016: A RESOLUTION AUTHORIZING THE TRANSFER OF 2016 APPROPRIATIONS

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

ROLL CALL VOTE: Councilman Burns Absent

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Resolution No. 198-2016: A RESOLUTION AUTHORIZING THE BOROUGH OF AVALON TO TAKE APPROPRIATE ACTION TO DEFEND A CERTAIN LAWSUIT INSTITUTED BY WILLIAM C. PFIRRMAN AND NOW PENDING IN THE SUPERIOR COURT OF NEW JERSEY UNDER DOCKET NO. CPM-L-433-16

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

ROLL CALL VOTE: Councilman Burns Absent

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Resolution No. 199-2016: A RESOLUTION APPROVING THE COMMUNITY RATING SYSTEM ANNUAL RECERTIFICATION FOR 2016 IN CONJUNCTION WITH THE NATIONAL FLOOD INSURANCE PROGRAM (NFIP)

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

ROLL CALL VOTE: Councilman Burns Absent

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Resolution No. 200-2016: A RESOLUTION APPROVING THE 2016 FLOODPLAIN MANAGEMENT PLAN EVALUATION REPORT

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

ROLL CALL VOTE: Councilman Burns Absent

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Resolution No. 201-2016: A RESOLUTION AUTHORIZING THE EXECUTION OF A STATE AID AGREEMENT BETWEEN THE DEPARTMENT OF ENVIRONMENTAL PROTECTION AND THE BOROUGH OF AVALON FOR CONSTRUCTION OF THE TOWNSENDS INLET TO CAPE MAY INLET, NEW JERSEY SHORE PROTECTION PROJECT THIRD PARTIAL RENOURISHMENT CYCLE PROJECT NUMBER 6036-A-R3-16

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

ROLL CALL VOTE: Councilman Burns Absent

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Resolution No. 202-2016: A RESOLUTION AUTHORIZING THE BOROUGH OF AVALON TO FILE SUIT IN FEDERAL COURT AGAINST UNITED STATES FISH AND WILDLIFE SERVICE BASED ON AN ERRONEOUS INTERPRETATION OF THE COASTAL BARRIER RESOURCE ACT (CBRA), P.L.97-348, AS AMENDED, AND SUCH OTHER PARTIES AS MAY BE DEEMED APPROPRIATE WHICH INTERPRETATION HAS PREVENTED OR DELAYED A PRESENTLY SCHEDULED BEACH RENOURISHMENT PROJECT AND THREATENS ALL FUTURE BEACH RENOURISHMENT OVER THE FIFTY-FIVE YEAR LIFE OF THE PROJECT

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

ROLL CALL VOTE: Councilman Burns Absent

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Resolution No. 203-2016: A RESOLUTION AUTHORIZING PAYMENT OF

BILLS

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

ROLL CALL VOTE: Councilman Burns Absent

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Reports and recommendations by Mayor and Officials:

Reports of Officials:

Scott Wahl read the following report:

Budget meetings: Budget meetings continue with department heads; one was held this morning with another one scheduled for tomorrow. We will have these meetings concluded before the Christmas break.

Legal Notices: We will keep a watchful eye in Trenton on a movement on a bill that may allow communities to move legal notices from newspapers to their websites. The bill will undergo hearings tomorrow with the final voting of this legislature to be held on Monday. The New Jersey League of Municipalities supports this proposal.

Deputy Court Administrator: On November 18th, a team consisting of myself, Judge Garrabrandt, Court Administrator Deb Scott and two officials from the State conducted interviews for the Deputy Court Administrator position in Avalon. One of Avalon’s best, Joe Breslin, retires at the end of the month after an exemplary career as a teacher, police officer, deputy court administrator, and of course, a member of the Avalon Borough Council. We conducted interviews and recommended to Judge Julio Mendez that the position be held by Wendy Torroni, who works in our courts. Wendy is fully certified and has the most up to date training on many court issues and will continue to be a tremendous asset to the Avalon Court. We congratulate Wendy on a job very well done and look forward to working with her in her expanded role.

Monthly Reports:

Month of November, 2016:

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

Bureau of Fire Prevention, Licensing, Miscellaneous Construction Collection,

Construction Water and Sewer, Uniform Construction Code & 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 Chuck McDonnell.

Tax Collector Control & Water/Sewer Control Account reports submitted by Alexis Coan.

Zoning Report submitted by Jeffrey R. Hesley.

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

ROLL CALL VOTE: Councilman Burns Absent

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Pending business.

None

New business

None

Public Comments:

James Lutz, 2539 Ocean Drive, thanked Council for their support of Festive Friday and Snowfest Saturday and noted both events were very successful. He expressed interest in the vacant Council position, and wished all a happy holiday season.

Council President Hudanich announced the Work Session, Agenda Session and Regular Meeting scheduled for December 28, 2016 has been cancelled and wished everyone a Merry Christmas and Happy New Year.

Councilman Dean wished all a Merry Christmas.

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

ROLL CALL VOTE: Councilman Burns Absent

Councilman Covington Aye

Councilman Dean Aye

Council Vice President McCorristin Aye

Council President Hudanich Aye

Regular Meeting adjourned at 4:48 p.m.

Respectfully submitted,

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Marie J. Hood, Borough Clerk

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Nancy M. Hudanich, Council President