

A Regular Meeting of the Borough Council of the Borough of Avalon was held on Wednesday, August 28, 2019 at 4:19 p.m. in the Meeting Room, 3100 Dune Drive, Avalon, New Jersey.

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

The meeting was called to order by Council President Hudanich.

<u>Roll call:</u>	Council President Hudanich	Present
	Council Vice President McCorristin	Present
	Councilwoman Juzaitis	Present
	Councilman Wierman	Present
	Councilman Deever	Present

Also present:
Scott Wahl, Business Administrator
James Waldron, Assistant Business Administrator
Nicole Curio, Esquire, Borough Solicitor
Paul Short, Code Enforcement Official
Steve Camp, Assistant Director of Public Works/Utilities
Jeffrey R. Christopher, Police Chief
Thomas R. Thornton, P.E., Borough Engineer, Mott Macdonald
James Craft, Chief Financial Officer

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 26, 2019. It was given to the news media and posted on the Official Bulletin Board as required by law.

Minutes:

Public Hearing, Work Session, Regular Meeting – August 14, 2019

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

<u>ROLL CALL VOTE:</u>	Council President Hudanich	Aye
	Council Vice President McCorristin	Aye
	Councilwoman Juzaitis	Aye
	Councilman Wierman	Aye
	Councilman Deever	Aye

Public comments regarding Resolutions:

Martha Wright, 632 7th Street noted she was unable to attend the August 14th Council Meeting where the Resolution amending the meeting schedule was discussed and asked for clarification of the amendments being made by this Resolution.

Council President Hudanich explained the change in the meeting schedule is to hold one meeting on October 16, 2019, as opposed to two meetings on October 9th and 23rd.

Martha Wright, 632 7th Street asked for confirmation that no meeting times are changing.

Council President Hudanich confirmed the meeting times are remaining the same, however the dates in October and December are changing. The December meeting is being changed from December 11, 2019 to December 18, 2019 to provide a better cycle for the payment of bills.

Martha Wright, 632 7th Street questioned why only one meeting will be held in October.

Council President Hudanich stated there was a conflict due to other professional obligations in October. Concerning the December meeting date, the amended date provides a better cycle for the payment of bills with the vendors. These changes were discussed with the Finance Office, Administration, and Department Heads to ensure the amended meeting schedule will not negatively affect Borough work or scheduling of payments for Council's approval.

Resolution No. 146-2019: A RESOLUTION AMENDING RESOLUTION 120-2019 DESIGNATING AND ESTABLISHING MEETING TIMES FOR THE GOVERNING BODY OF THE BOROUGH OF AVALON (CH. 231 P.L. 1975, OPEN PUBLIC MEETINGS ACT) FOR THE PERIOD FROM JULY 1, 2019 THROUGH JUNE 30, 2020

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

<u>ROLL CALL VOTE:</u>	Councilman Deever	Aye
	Councilwoman Juzaitis	Aye
	Council Vice President McCorristin	Aye
	Councilman Wierman	Aye
	Council President Hudanich	Aye

Resolution No. 147-2019: A RESOLUTION RE: COMPLIANCE OF THE GOVERNING BODY WITH THE PROMULGATION OF THE LOCAL FINANCE BOARD OF THE STATE OF NEW JERSEY

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

<u>ROLL CALL VOTE:</u>	Councilman Deever	Aye
	Councilwoman Juzaitis	Aye
	Council Vice President McCorristin	Aye
	Councilman Wierman	Aye
	Council President Hudanich	Aye

Resolution No. 148-2019: A RESOLUTION AUTHORIZING PAYMENT OF BILLS

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

<u>ROLL CALL VOTE:</u>	Councilman Deever	Aye
	Councilwoman Juzaitis	Aye
	Council Vice President McCorristin	Aye
	Councilman Wierman	Aye
	Council President Hudanich	Aye

Introduction and first reading by title only of Ordinance No. 791-2019:

Motion made by Councilman Deever, seconded by Councilman Wierman that Ordinance No. 791-2019 be brought on for first reading by title only.

<u>ROLL CALL VOTE:</u>	Councilman Deever	Aye
	Councilwoman Juzaitis	Aye
	Council Vice President McCorristin	Aye
	Councilman Wierman	Aye
	Council President Hudanich	Aye

Borough Clerk read aloud Ordinance No. 791-2019:

Ordinance No. 791-2019:

AN ORDINANCE AUTHORIZING THE LEASING OF BOROUGH OWNED LAND KNOWN AS BLOCK 29.04, LOTS 64.01, 64.02, 64.03 AND 65.02 TO THE AVALON CHAMBER OF COMMERCE FOR A TERM OF FIVE (5) YEARS COMMENCING OCTOBER 1, 2019 THROUGH SEPTEMBER 30, 2024

Motion made by Councilman Deever, seconded by Councilman Wierman that Ordinance No. 791-2019 be passed on first reading and advertised according to law.

<u>ROLL CALL VOTE:</u>	Councilman Deever	Aye
	Councilwoman Juzaitis	Aye
	Council Vice President McCorristin	Aye
	Councilman Wierman	Aye
	Council President Hudanich	Aye

Reports and Recommendations by Mayor and Officials:
Reports of Officials:

Scott Wahl read the following report:

Hazardous Trees/High Dunes: At the August 14th meeting of Borough Council, Council Vice President McCorristin asked a question regarding some trees that appeared to be stressed or dead in a section of the high dune area. Upon his request, we contacted our environmental consultant at Lomax Consulting who conducted a field inspection in behalf of the Borough. 13 hazardous trees were recognized in the area between 56th-58th streets, all of them are dead. The trees noted are Japanese Black Pines that have died due to beetle infestation and within close proximity to the 57th Street beach path. Because they pose a hazardous threat, these dead trees will be removed by the Avalon Department of Public Works. The dune area between 56th and 59th Streets has been an area recognized since the Dune Vegetation Management Plan (DVMP) was developed in 2009 as an area of Japanese Black Pine (JBP) tree failures. In this area of Borough-owned dunes, the Department of Public Works has continually removed dead or dying JBP, along with the neighbor to the south, Dr. Cohen. Dr. Cohen has actively participated in the DVMP program removing numerous trees on his property and restoring his site with approved native species. Remaining root systems and volunteer vegetation will continue to maintain the stability of the dunes in this area. Since this tree removal has been on a case by case basis, and a significant distance from the high energy beach zone, no replacement vegetation has been required.

Energy Audit: At the August 14th Council meeting we received a comment from the public about the availability of an energy audit from the New Jersey Clean Energy Program. The pre-audit report has been filled out by me, and a conference call to schedule the audit will include administration, finance, public works and the elementary school on October 3rd to schedule the audit visit.

Avalon Beach Patrol: The Avalon Beach Patrol has been advising the Borough daily on any unguarded beaches due to staffing issues as guards return back to school. Congruently, I have been posting these changes on a daily basis on the Borough website and social media channels, including daily advisories from the National Weather Service regarding advisories on rip currents that have been prevalent this week.

South Jersey Gas Update: Officials with South Jersey Gas met with Borough officials on Tuesday, August 27th to discuss the continuance and close out of the resiliency project provided by the utility to Avalon. More details about the project will be announced in the coming weeks. Starting in mid to late September, South Jersey Gas' contractor, Lantier Construction, will visit Avalon again to complete a project that began in the spring with the installation of the Excess Flow Valves (EFV's) that provide safety to a property and neighbor during emergencies including extreme flooding events. An additional 100 properties will be affected by this project and notification from the utility to the customer will be provided directly. Final full and half

(Scott Wahl report continued) width street paving for the work that was done in the Spring will begin likely in late October with all final paving from the Spring, 2019 project to be completed by Thanksgiving Weekend, 2019.

The valves are installed between the natural gas main and a customer’s gas meter. They are designed to automatically restrict a customer’s service when the natural gas flow exceeds certain limits, such as when a service line is damaged due to a storm, excavation, or other circumstances. When activated, the EFV stops the flow of natural gas, limiting the risk of escaping natural gas due to damage or pipe failure.

There are an additional 400 new EFV’s that must be installed during the fall at properties throughout the Borough. Again, the utility will contact individual property owners who are affected. South Jersey Gas will also physically be in Avalon on select Saturdays after Labor Day weekend in an attempt to contact property owners in person. The final paving for streets with these affected properties (half width or full width) will be completed before Mother’s Day weekend, 2020.

As of now, there are no future plans for any additional major resiliency work by South Jersey Gas past this project. South Jersey Gas will be providing additional contact information, materials, and descriptions of the work to the Borough of Avalon will be posted on this website.

Monthly Reports:

Month of July, 2019:

- Borough Clerk and Registrar’s Report submitted by C. Danielle Nollett.
- Bureau of Fire Prevention, Bureau of Licensing, Miscellaneous Construction Collection, Construction Water and Sewer, Uniform Construction Code & Taxicab 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 Jeffrey Christopher.
- Public Works Department Report submitted by William Macomber.
- Recreation Revenue Report submitted by Chuck McDonnell.
- Tax Collector & Water Sewer Control Account Reports submitted by Alexis Coan.
- Zoning Report submitted by Amanda Seltzer.

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

<u>ROLL CALL VOTE:</u>	Councilman Deever	Aye
	Councilwoman Juzaitis	Aye
	Council Vice President McCorristin	Aye
	Councilman Wierman	Aye
	Council President Hudanich	Aye

Pending business.

None

New business

None

Public Comments:

None

Resolution No. 149-2019: 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 ATTORNEY-CLIENT PRIVILEGE CONCERNING CONTRACT NO. M-108, RECONSTRUCTION OF VARIOUS BULKHEADS WITH WICKBERG MARINE CONTRACTING, INC

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

<u>ROLL CALL VOTE:</u>	Councilman Deever	Aye
	Councilwoman Juzaitis	Aye
	Council Vice President McCorristin	Aye
	Councilman Wierman	Aye
	Council President Hudanich	Aye

Motion made by Councilman Wierman, seconded by Councilman Deever to recess the public portion of the Regular Meeting and go into Closed Session.

<u>ROLL CALL VOTE:</u>	Councilman Deever	Aye
	Councilwoman Juzaitis	Aye
	Council Vice President McCorristin	Aye
	Councilman Wierman	Aye
	Council President Hudanich	Aye

Council President Hudanich announced official action will not be taken after the Closed Session.

Public portion of Regular Meeting recessed at 4:33 p.m.

Motion made by Councilman Wierman, seconded by Councilwoman Juzaitis to adjourn the Closed Session and go back into public portion of the Regular Meeting.

<u>ROLL CALL VOTE:</u>	Councilman Deever	Aye
	Councilwoman Juzaitis	Aye
	Council Vice President McCorristin	Aye
	Councilman Wierman	Aye
	Council President Hudanich	Aye

Public Portion of Regular Meeting reconvened at 4:44 p.m.

Present:

Council President Hudanich
Councilman Deever
Councilwoman Juzaitis
Council Vice President McCorristin
Councilman Wierman
Scott Wahl, Business Administrator
James A. Waldron, Assistant Business Administrator
Nicole Curio, Esquire, Gruccio, Pepper, DeSanto & Ruth, P.A.
Thomas R. Thornton, P.E., Borough Engineer, Mott Macdonald

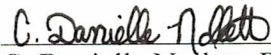
Motion made by Council Vice President McCorristin, seconded by Councilman Deever to adjourn the Regular Meeting.

<u>ROLL CALL VOTE:</u>	Councilman Deever	Aye
	Councilwoman Juzaitis	Aye
	Council Vice President McCorristin	Aye
	Councilman Wierman	Aye
	Council President Hudanich	Aye

August 28, 2019

Regular Meeting adjourned at 4:45 p.m.

Respectfully submitted,



C. Danielle Nollett, Borough Clerk



Nancy M. Hudanich, Council President