

February 26, 2020

A Regular Meeting of the Borough Council of the Borough of Avalon was held on Wednesday, February 26, 2020 at 4:54 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 |
|                   | Councilman Deever          | Present |
|                   | Councilwoman Juzaitis      | Present |
|                   | Councilman McCorristin     | Present |
|                   | Councilman Wierman         | Present |

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

Council President Hudanich read the Open Public Meetings Act Announcement.

Notice of this Regular Meeting change was included in an updated Schedule of Meetings dated June 27, 2019. It was given to the news media and posted on the Official Bulletin Board as required by law.

Minutes:

Work Session, Regular Meeting, Closed Session – February 12, 2020

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

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

Ordinance:

Introduction and first reading by title only of Ordinance No. 798-2020:

Motion made by Councilman McCorristin, seconded by Councilwoman Juzaitis that Ordinance No. 798-2020 be brought on for first reading by title only.

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

Borough Clerk read aloud Ordinance No. 798-2020:

Ordinance No. 798-2020:

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 McCorristin, seconded by Councilwoman Juzaitis that Ordinance No. 798-2020 be passed on first reading and advertised according to law.

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

Public Comments Regarding Resolutions:

Martha Wright, 632 7<sup>th</sup> Street referenced the Resolution confirming Mayor's nomination and appointment of Edward Dean as Acting Construction Official, which was discussed during the Closed Session on February 12, 2020. She asked about the current Construction Official, John Tracy, and inquired as to the terms of the Acting title.

Scott Wahl explained John Tracy is retiring on Friday, February 28, 2020, and if Council chooses to vote favorable upon the Resolution scheduled today, Ed Dean will be assuming more duties as Construction Official in addition to his other duties for the Borough. The Resolution is allowing for a probationary period to ensure Mr. Dean can assume the Construction Official duties as well.

Council President Hudanich spoke before the scheduled introduction of the Municipal Budget, and explained that, as dictated by Avalon's form of government, the budget is constructed by the Mayor. The process begins in October of each year with the Directors of various Departments. By statute, the Mayor provides the budget to Council. She spoke as a member of the Finance Committee and noted the budget does not reflect any tax increase. Thanks to the diligence of the taxpayers, the Borough realized an exemplary tax collection rate in 2019. With the adoption of this budget, the Borough will realize a strong surplus again transferring into the balance of the budget. By way of background, the Borough has three independent budgets; the Current Fund, Water and Sewer Fund, and Beach Utility Fund. In compiling this budget, collection figures from previous years were used to estimate collection projections in sections such as Construction. She advocated that this spending plan is a sound way to ensure the Borough's rating with bonds and future debt service.

|                                |   |
|--------------------------------|---|
| <u>Resolution No. 47-2020:</u> | A RESOLUTION REGARDING THE LOCAL MUNICIPAL BUDGET OF THE BOROUGH OF AVALON, COUNTY OF CAPE MAY FOR THE FISCAL YEAR 2020 |
|--------------------------------|---|

Motion made by Councilwoman Hudanich, seconded by Councilman McCorristin that the resolution be adopted.

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

Borough Clerk read:

The 2020 Local Municipal Budget Summary is available at the back of the room this evening. Copies of the introduced 2020 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.net](http://www.avalonboro.net), up to and including the time of the Budget Hearing to be held on April 8, 2020.



Resolution No. 48-2020:

A RESOLUTION A RESOLUTION REGARDING THE  
2020 LOCAL MUNICIPAL BUDGET EXAMINATION

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

ROLL CALL VOTE:

|                            |     |
|----------------------------|-----|
| Councilman Deever          | Aye |
| Councilwoman Juzaitis      | Aye |
| Councilman McCorristin     | Aye |
| Councilman Wierman         | Aye |
| Council President Hudanich | Aye |

Resolution No. 49-2020:

A RESOLUTION APPROVING PARTICIPATION IN  
THE JIF SAFETY INCENTIVE PROGRAM

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

ROLL CALL VOTE:

|                            |     |
|----------------------------|-----|
| Councilman Deever          | Aye |
| Councilwoman Juzaitis      | Aye |
| Councilman McCorristin     | Aye |
| Councilman Wierman         | Aye |
| Council President Hudanich | Aye |

Resolution No. 50-2020:

A RESOLUTION ESTABLISHING CHANGE FUNDS  
FOR OPERATION OF VARIOUS SUMMER  
FUNCTIONS FOR THE 2020 SEASON

Motion made by Councilwoman Juzaitis, seconded by Councilman McCorristin that the resolution be adopted.

ROLL CALL VOTE:

|                            |     |
|----------------------------|-----|
| Councilman Deever          | Aye |
| Councilwoman Juzaitis      | Aye |
| Councilman McCorristin     | Aye |
| Councilman Wierman         | Aye |
| Council President Hudanich | Aye |

Resolution No. 51-2020:

A RESOLUTION APPROVING THE APPLICATION  
FOR RAFFLE LICENSES SUBMITTED BY CHRIST  
CHILD SOCIETY OF CAPE MAY COUNTY TO BE  
HELD ON SUNDAY, APRIL 19, 2020 AT ICONA  
GOLDEN INN, 7949 DUNE DRIVE, AVALON, NJ

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

ROLL CALL VOTE:

|                            |     |
|----------------------------|-----|
| Councilman Deever          | Aye |
| Councilwoman Juzaitis      | Aye |
| Councilman McCorristin     | Aye |
| Councilman Wierman         | Aye |
| Council President Hudanich | Aye |

Resolution No. 52-2020:

A RESOLUTION AUTHORIZING A MAINTENANCE  
SERVICES AGREEMENT WITH CM3 BUILDING  
SOLUTIONS FOR HEATING AND AIR  
CONDITIONING ANNUAL MAINTENANCE AND  
INSPECTION OF BOROUGH BUILDINGS FOR A ONE  
YEAR TERM COMMENCING JANUARY 1, 2020

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

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

Resolution No. 53-2020: A RESOLUTION AUTHORIZING CONTRACTS WITH CERTAIN APPROVED STATE CONTRACT VENDORS FROM JANUARY 1, 2020 THROUGH DECEMBER 31, 2020

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

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

Resolution No. 54-2020: A RESOLUTION AUTHORIZING CHANGE ORDER NO. 2 FOR RECONSTRUCTION OF 35<sup>TH</sup> STREET, FIRST AVENUE TO DUNE DRIVE, CONTRACT M-112

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

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

Resolution No. 55-2020: A RESOLUTION REAFFIRMING THE ESTABLISHED RATE ON INTEREST TO BE CHARGED FOR THE NONPAYMENT OF TAXES, ASSESSMENTS, OR OTHER MUNICIPAL LIENS OR CHARGES

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

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

Resolution No. 56-2020: A RESOLUTION CONFIRMING THE MAYOR'S NOMINATION AND APPOINTMENT OF R. EDWARD DEAN AS ACTING CONSTRUCTION OFFICIAL OF THE BOROUGH OF AVALON EFFECTIVE MARCH 1, 2020

February 26, 2020

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

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

Resolution No. 57-2020: A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR RECONSTRUCTION OF VARIOUS STREETS, CONTRACT M-111

Motion made by Councilwoman Juzaitis, seconded by Councilman McCorristin that the resolution be adopted.

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

Resolution No. 58-2020: A RESOLUTION AUTHORIZING PAYMENT OF BILLS

Motion made by Councilman McCorristin, seconded by Councilwoman Juzaitis that the resolution be adopted.

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

Ordinance:

Introduction and first reading by title only of Ordinance No. 799-2020:

Motion made by Councilwoman Juzaitis, seconded by Councilman Deever that Ordinance No. 799-2020 be brought on for first reading by title only.

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

Borough Clerk read aloud Ordinance No. 799-2020:

Ordinance No. 799-2020:

AN ORDINANCE AMENDING CHAPTER 10 (LICENSES AND PERMITS) OF THE CODE OF THE BOROUGH OF AVALON PERTAINING TO THE LICENSING OF AUTOCABS (TAXICABS) AND THE LICENSING AND REGULATION OF LOW-SPEED VEHICLES ENGAGED IN THE TRANSPORTATION OF PASSENGERS WITHOUT CHARGING A FEE OR OTHER COMPENSATION



Motion made by Councilwoman Juzaitis, seconded by Councilman Deever that Ordinance No. 799-2020 be passed on first reading and advertised according to law.

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

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

None.

Monthly Reports:

Month of December 2019:

Public Works Department Report submitted by William Macomber

Month of January 2020:

Municipal Engineering Report submitted by Thomas Thornton

Annual and Monthly Reports of Officials:

2019 Annual Reports and Month of January, 2020:

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 Councilman McCorristin, seconded by Councilman Wierman that the reports be approved as submitted.

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

Pending business.

None.

New business:

None.

Public Comments:

None.

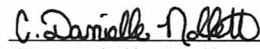
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Motion made by Councilman Wierman, seconded by Councilman Deever to adjourn the Regular Meeting.

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

Regular Meeting adjourned at 5:06 p.m.

Respectfully submitted,



C. Danielle Nollett, Borough Clerk



Nancy M. Hudanich, Council President