

January 12, 2022

A Regular Meeting of the Borough Council of the Borough of Avalon was held on Wednesday, January 12, 2022 at 4:35 p.m. in the Meeting Room, 3100 Dune Drive, Avalon, New Jersey.

Attendance: Public ----- 4                      Reporters ----- 0

The meeting was called to order by Council President Juzaitis.

<u>Roll call:</u>	Council President Juzaitis	Present
	Councilwoman Coskey	Present
	Councilman McCorristin	Present
	Councilman McDermott	Present
	Councilman Wierman	Present

Also present:  
James Waldron, Assistant Business Administrator  
Nicole Curio, Esquire, Borough Solicitor  
Jeffrey R. Christopher, Chief of Police  
William McCormick, Director of Public Works/Utilities  
Shawn Carr, P.E., Borough Engineer, Mott Macdonald

Council President Juzaitis read the Open Public Meetings Act Announcement.

Notice of this Regular Meeting was included the annual Schedule of Meetings dated June 23, 2021. It was given to the news media and posted on the Official Bulletin Board as required by law.

Minutes:

Work Session, Regular Meeting, Closed Sessions – December 15, 2021

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

<u>ROLL CALL VOTE:</u>	Councilwoman Coskey	Aye
	Councilman McCorristin	Aye
	Councilman McDermott	Aye
	Councilman Wierman	Aye
	Council President Juzaitis	Aye

Public comments regarding Resolutions:

Robert S. Sandman, Hankin, Sandman, Palladino, Weintrob & Bell, reiterated his availability to answer any questions Council may have regarding Resolution 24-2022 before consideration.

Council President Juzaitis thanked Mr. Sandman and indicated Council has no questions at this time.

Resolution No. 1-2022:                      A RESOLUTION PROVIDING TEMPORARY APPROPRIATIONS FOR THE YEAR 2022

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

<u>ROLL CALL VOTE:</u>	Councilwoman Coskey	Aye
	Councilman McCorristin	Aye
	Councilman McDermott	Aye
	Councilman Wierman	Aye
	Council President Juzaitis	Aye

Resolution No. 2-2022:                      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, 2022

January 12, 2022

Resolution No. 3-2022:

A RESOLUTION ACCEPTING THE QUOTE OF FOLEY INC., OF BENSALEM, PA FOR A PORTABLE GENERATOR TO PROVIDE STANDBY ELECTRICAL POWER TO AN EVACUATION SHELTER ON AN AS NEEDED BASIS FOR A ONE YEAR TERM COMMENCING JANUARY 1, 2022

Motion made by Councilman McDermott, seconded by Council President Juzaitis that the resolutions be adopted.

ROLL CALL VOTE:

Councilwoman Coskey	Aye
Councilman McCorristin	Aye
Councilman McDermott	Aye
Councilman Wierman	Aye
Council President Juzaitis	Aye

Resolution No. 4-2022:

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, 2022 TO THE ATLANTIC COUNTY MUNICIPAL JOINT INSURANCE FUND FOR THE BOROUGH OF AVALON

Resolution No. 5-2022:

A RESOLUTION DESIGNATING SCOTT WAHL, BUSINESS ADMINISTRATOR AS THE PUBLIC AGENCY COMPLIANCE OFFICER FOR THE BOROUGH OF AVALON FOR THE YEAR 2022

Motion made by Councilwoman Coskey, seconded by Councilman McDermott that the resolutions be adopted.

ROLL CALL VOTE:

Councilwoman Coskey	Aye
Councilman McCorristin	Aye
Councilman McDermott	Aye
Councilman Wierman	Aye
Council President Juzaitis	Aye

Resolution No. 6-2022:

A RESOLUTION AUTHORIZING THE APPOINTMENT OF FRANK GUARACINI, III, ESQUIRE OF BLANEY & KARAVAN, P.C. OF AVALON, NJ AS MUNICIPAL PROSECUTOR FOR THE BOROUGH OF AVALON FOR A ONE YEAR TERM COMMENCING JANUARY 1, 2022

Resolution No. 7-2022:

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, 2022

Motion made by Councilman McDermott, seconded by Council President Juzaitis that the resolutions be adopted.

ROLL CALL VOTE:

Councilwoman Coskey	Aye
Councilman McCorristin	Aye
Councilman McDermott	Aye
Councilman Wierman	Aye
Council President Juzaitis	Aye

Resolution No. 8-2022:

A RESOLUTION AUTHORIZING THE EXECUTION OF PROFESSIONAL SERVICES CONTRACTS, NON-FAIR AND OPEN, FOR A ONE (1) YEAR TERM COMMENCING JANUARY 1, 2022

January 12, 2022

Page | 2

Resolution No. 9-2022: 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, 2022

Resolution No. 10-2022: A RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH MARSH & MCLENNAN AGENCY, LLC AS HEALTH CARE CONSULTANT FOR A ONE (1) YEAR TERM COMMENCING JANUARY 1, 2022

Resolution No. 11-2022: 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, 2022

Resolution No. 12-2022: 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, 2022

Resolution No. 13-2022: A RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT, EXEMPT FROM NEW JERSEY PAY-TO-PLAY REQUIREMENTS, WITH THE WETLANDS INSTITUTE OF STONE HARBOR, NEW JERSEY, FOR CERTAIN CONSULTING SERVICES FOR THE BOROUGH OF AVALON FOR A ONE (1) YEAR TERM COMMENCING JANUARY 1, 2022 FOR AN AMOUNT NOT TO EXCEED TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) TO PROVIDE ECOLOGICAL AND ENVIRONMENTAL ADVISORY GUIDANCE AND INPUT TO THE BOROUGH AND VARIOUS BOARDS AND COMMISSIONS THEREOF

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

<u>ROLL CALL VOTE:</u>	Councilwoman Coskey	Aye
	Councilman McCorristin	Aye
	Councilman McDermott	Aye
	Councilman Wierman	Aye
	Council President Juzaitis	Aye

Resolution No. 14-2022: A RESOLUTION AUTHORIZING THE TAX ASSESSOR TO FILE CROSS APPEALS AND/OR MUNICIPAL APPEALS ON BEHALF OF THE BOROUGH OF AVALON FOR THE TAX YEAR 2022

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

<u>ROLL CALL VOTE:</u>	Councilwoman Coskey	Aye
	Councilman McCorristin	Aye
	Councilman McDermott	Aye
	Councilman Wierman	Aye
	Council President Juzaitis	Aye

Resolution No. 15-2022: A RESOLUTION DESIGNATING THE BOROUGH CLERK AND DEPUTY BOROUGH CLERK TO ISSUE CERTIFICATES AS TO LIABILITY FOR ASSESSMENT OF MUNICIPAL IMPROVEMENTS EFFECTIVE FEBRUARY 1, 2022 THROUGH JANUARY 31, 2023

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

<u>ROLL CALL VOTE:</u>	Councilwoman Coskey	Aye
	Councilman McCorristin	Aye
	Councilman McDermott	Aye
	Councilman Wierman	Aye
	Council President Juzaitis	Aye

Resolution No. 16-2022: A RESOLUTION ADOPTING THE CASH MANAGEMENT PLAN OF THE BOROUGH OF AVALON FOR THE YEAR 2022

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

<u>ROLL CALL VOTE:</u>	Councilwoman Coskey	Aye
	Councilman McCorristin	Aye
	Councilman McDermott	Aye
	Councilman Wierman	Aye
	Council President Juzaitis	Aye

Resolution No. 17-2022: A RESOLUTION AUTHORIZING THAT A CLAIMANT CERTIFICATION BE WAIVED IN TRANSACTIONS LESS THAN OR EQUAL TO \$500.00

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

<u>ROLL CALL VOTE:</u>	Councilwoman Coskey	Aye
	Councilman McCorristin	Aye
	Councilman McDermott	Aye
	Councilman Wierman	Aye
	Council President Juzaitis	Aye

Resolution No. 18-2022: A RESOLUTION CONFIRMING THE APPOINTMENT BY BOROUGH COUNCIL OF A CLASS III MEMBER TO THE PLANNING/ZONING BOARD OF THE BOROUGH OF AVALON

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

<u>ROLL CALL VOTE:</u>	Councilwoman Coskey	Aye
	Councilman McCorristin	Aye
	Councilman McDermott	Aye
	Councilman Wierman	Aye
	Council President Juzaitis	Aye

Resolution No. 19-2022: A RESOLUTION AUTHORIZING THE BOROUGH OF AVALON THROUGH THE AVALON POLICE DEPARTMENT TO PARTICIPATE IN THE DEFENSE LOGISTICS AGENCY, LAW ENFORCEMENT SUPPORT OFFICE, 1033 PROGRAM TO ENABLE THE AVALON POLICE DEPARTMENT TO REQUEST AND ACQUIRE EXCESS DEPARTMENT OF DEFENSE EQUIPMENT

Motion made by Councilman McDermott, seconded by Council President Juzaitis that the resolution be adopted.

<u>ROLL CALL VOTE:</u>	Councilwoman Coskey	Aye
	Councilman McCorristin	Aye
	Councilman McDermott	Aye
	Councilman Wierman	Aye
	Council President Juzaitis	Aye

January 12, 2022

Resolution No. 20-2022: A RESOLUTION AUTHORIZING AN INCREASE TO PRE-SEASON AND SEASON BEACH TAG FEES

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

<u>ROLL CALL VOTE:</u>	Councilwoman Coskey	Aye
	Councilman McCorristin	Aye
	Councilman McDermott	Aye
	Councilman Wierman	Aye
	Council President Juzaitis	Aye

Resolution No. 21-2022: A RESOLUTION ACCEPTING THE PROPOSAL OF AND AUTHORIZING THE EXECUTION OF A CONTRACT WITH THE HARTFORD TO PROVIDE DISABILITY INSURANCE FOR BOROUGH EMPLOYEES FOR A TWO-YEAR TERM COMMENCING JANUARY 1, 2022

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

<u>ROLL CALL VOTE:</u>	Councilwoman Coskey	Aye
	Councilman McCorristin	Aye
	Councilman McDermott	Aye
	Councilman Wierman	Aye
	Council President Juzaitis	Aye

Resolution No. 22-2022: A RESOLUTION AUTHORIZING LIVE STREAMING OF BOROUGH COUNCIL MEETINGS

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

<u>ROLL CALL VOTE:</u>	Councilwoman Coskey	Aye
	Councilman McCorristin	Aye
	Councilman McDermott	Aye
	Councilman Wierman	Aye
	Council President Juzaitis	Aye

Resolution No. 23-2022: A RESOLUTION APPROVING THE APPLICATION FOR AN ON-PREMISE MERCHANDISE RAFFLE LICENSE SUBMITTED BY AVALON GARDEN CLUB TO BE HELD ON WEDNESDAY, APRIL 6, 2022 AT AVALON COMMUNITY HALL

Motion made by Councilwoman Coskey, seconded by Councilman McDermott that the resolution be adopted.

<u>ROLL CALL VOTE:</u>	Councilwoman Coskey	Aye
	Councilman McCorristin	Aye
	Councilman McDermott	Aye
	Councilman Wierman	Aye
	Council President Juzaitis	Aye

Resolution No. 24-2022: A RESOLUTION APPROVING SETTLEMENT AGREEMENT AND RELEASE IN THE MATTER OF ANDREW BUCHANAN V. BOROUGH OF AVALON, SUPERIOR COURT OF NEW JERSEY, CHANCERY DIVISION, DOCKET NO. CPM-C-08-21

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

<u>ROLL CALL VOTE:</u>	Councilwoman Coskey	Aye
	Councilman McCorristin	Aye
	Councilman McDermott	Aye
	Councilman Wierman	Aye
	Council President Juzaitis	Aye

Resolution No. 25-2022:

A RESOLUTION AUTHORIZING THE RELEASE OF CERTAIN DEED RESTRICTION LIMITING HEIGHT OF STRUCTURES TO TWO STORIES AND FURTHER AUTHORIZING THE RELEASE OF CERTAIN OTHER CONDITIONS REGARDING NUMBER OF BUILDINGS, MINIMUM SQUARE FOOTAGE REQUIREMENTS OF PRINCIPAL BUILDING FOR THE FOLLOWING PROPERTY: THAT PROPERTY CURRENTLY KNOWN AS BLOCK 6.10, LOT 9 ON THE CURRENT OFFICIAL TAX MAP OF THE BOROUGH OF AVALON AND ALSO KNOWN AS 325 7<sup>TH</sup> STREET, AVALON, NEW JERSEY

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

ROLL CALL VOTE:

Councilwoman Coskey	Aye
Councilman McCorristin	Aye
Councilman McDermott	Aye
Councilman Wierman	Aye
Council President Juzaitis	Aye

Resolution No. 26-2022:

A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF CHARLES E. SCHLAGER, Jr., ESQUIRE AS HUMAN RESOURCE OFFICER EFFECTIVE JANUARY 1, 2022, FOR A ONE-YEAR TERM THROUGH DECEMBER 31, 2022, AND UNTIL HIS SUCCESSOR IS DULY APPOINTED AND QUALIFIED

Resolution No. 27-2022:

A RESOLUTION APPROVING NEW OR REVISED JOB DESCRIPTION FOR THE BOROUGH POSITION OF HUMAN RESOURCE OFFICER

Motion made by Councilman Wierman, seconded by Councilman McDermott that the resolutions be adopted.

ROLL CALL VOTE:

Councilwoman Coskey	Aye
Councilman McCorristin	Aye
Councilman McDermott	Aye
Councilman Wierman	Aye
Council President Juzaitis	Aye

Resolution No. 27-2022:

A RESOLUTION AUTHORIZING PAYMENT OF BILLS

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

ROLL CALL VOTE:

Councilwoman Coskey	Aye
Councilman McCorristin	Aye
Councilman McDermott	Aye
Councilman Wierman	Aye
Council President Juzaitis	Aye

Reports of Officials:

None.

Pending Business:

None.

New Business:

None.

Public Comments:

None.

January 12, 2022

Resolution No. 29-2022:

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 CONCERNING PBA LOCAL 59

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

<u>ROLL CALL VOTE:</u>	Councilwoman Coskey	Aye
	Councilman McCorristin	Aye
	Councilman McDermott	Aye
	Councilman Wierman	Aye
	Council President Juzaitis	Aye

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

<u>ROLL CALL VOTE:</u>	Councilwoman Coskey	Aye
	Councilman McCorristin	Aye
	Councilman McDermott	Aye
	Councilman Wierman	Aye
	Council President Juzaitis	Aye

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

Public portion of Regular Meeting recessed at 4:46 p.m.

Public Portion of Regular Meeting reconvened at 5:06 p.m.

Present:

Council President Juzaitis  
Councilwoman Coskey  
Councilman McCorristin  
Councilman McDermott  
Councilman Wierman  
Scott Wahl, Business Administrator  
Nicole Curio, Esquire, Gruccio, Pepper, DeSanto & Ruth, P.A  
Jeffrey Christopher, Chief of Police

Motion made by Councilman McDermott, seconded by Council President Juzaitis to adjourn the Regular Meeting.

<u>ROLL CALL VOTE:</u>	Councilwoman Coskey	Aye
	Councilman McCorristin	Aye
	Councilman McDermott	Aye
	Councilman Wierman	Aye
	Council President Juzaitis	Aye

Regular Meeting adjourned at 5:06 p.m.

Respectfully submitted,

C. Danielle Nollett  
C. Danielle Nollett, Borough Clerk

Barbara L. Juzaitis  
Barbara L. Juzaitis, Council President