

A Regular Meeting of the Borough Council of the Borough of Avalon was held on Wednesday, August 10, 2022, at 4:26 p.m. in the Meeting Room, 3100 Dune Drive, Avalon, New Jersey.

In-Person Attendance: Public -----	3	Reporters -----	0
Remote Attendance: Public -----	4	Reporters -----	1

The Meeting was called to order by Council President Wierman.

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

Also present:  
Scott Wahl, Business Administrator  
Nicole Curio, Esquire, Borough Solicitor  
Jeffrey Christopher, Police Chief  
Thomas R. Thornton, P.E., Borough Engineer, Mott MacDonald  
Paul Short, Code Enforcement Official

Council President Wierman read the Open Public Meetings Act Announcement.

Notice of this Regular Meeting was included the annual Schedule of Meetings dated June 23, 2022. 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 – July 27, 2022

Motion made by Councilman McCorristin, seconded by Councilman McDermott 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:

Martha Wright, 632 7<sup>th</sup> Street, referenced the Resolution authorizing a Place-to-Place transfer of Plenary Retail Consumption License held by Z21 Corp and requested an explanation as to what is being done with that license.

Danielle Nollett explained the license held by Z21 Corp licenses the establishments commonly known as Circle Tavern, Sea Grill, and The Princeton. An outdoor patio area has been constructed adjacent to the Sea Grill, with an application for a Place-to-Place transfer being submitted to expand the licensed premises to include this newly constructed patio area.

Martha Wright noted the Sea Grill has not operated in recent years and inquired if The Princeton or if Circle Tavern will be serving alcohol in that area.

Danielle Nollett responded that the discretion for which establishment would service this area would be at the discretion of the license holder, as the Borough is simply acting on the area to be licensed.

<u>Resolution No. 157-2022:</u>	A RESOLUTION AUTHORIZING THE BOROUGH’S PARTICIPATION IN THE OMNIA PARTNERS NATIONAL COOPERATIVE AGREEMENT FOR WASTE CARTS, RECYCLING CARS, CART PARTS, BINS AND RELATED PRODUCTS AND SERVICES, CONTRACT NUMBER: 254
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Motion made by Councilman McDermott, seconded by Councilwoman Coskey that the resolution be adopted.

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

Resolution No. 158-2022: A RESOLUTION AUTHORIZING A PLACE-TO-PLACE TRANSFER OF PLENARY RETAIL CONSUMPTION LICENSE NO. 0501-33-008-006 HERETOFORE ISSUED TO Z 21 CORP

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

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

Resolution No. 159-2022: A RESOLUTION AUTHORIZING THE BOROUGH'S PARTICIPATION IN THE SOURCEWELL NATIONAL COOPERATIVE PURCHASING PROGRAM FOR DIGGER DERRICKS, BUCKET TRUCKS & UTILITY EQUIPMENT, CONTRACT NUMBER: 1100421-ALT, FOR THE PURCHASE OF A BUCKET TRUCK

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

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

Resolution No. 160-2022: A RESOLUTION AUTHORIZING THE CREATION OF A CERTAIN PARKING SPACE RESERVED FOR HANDICAPPED ONLY

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

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

Resolution No. 161-2022: 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 AND MINIMUM SQUARE FOOTAGE REQUIREMENTS OF BUILDINGS FOR THE FOLLOWING PROPERTY: THAT PROPERTY CURRENTLY KNOWN AS BLOCK 13.04, LOT 47 ON THE CURRENT OFFICIAL TAX MAP OF THE BOROUGH OF AVALON AND ALSO KNOWN AS 211 14<sup>th</sup> STREET, AVALON, NEW JERSEY

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

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

Resolution No. 162-2022: A RESOLUTION AUTHORIZING PAYMENT OF BILLS

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

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

Second reading, public hearing and final action on Ordinance No. 848-2022:

Motion made by Council President Wierman, seconded by Councilwoman Juzaitis that Ordinance No. 848-2022 be brought on for second reading, public hearing, and final action.

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

Borough Clerk read aloud Ordinance No. 848-2022:

Ordinance No. 848-2022:

AN ORDINANCE AMENDING CHAPTER 27 (ZONING) SECTION 27-7.4 (ENCLOSED GARAGES AND OTHER STRUCTURES PERTAINING TO FLOOR AREA RATIO [FAR] AND AMENDING ORDINANCE 834-2022

Council President Wierman opened the meeting for public hearing on Ordinance No. 848-2022.

There were no questions or comments.

Motion made by Council President Wierman, seconded by Councilwoman Juzaitis that the public hearing be closed.

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

Motion made by Council President Wierman, seconded by Councilwoman Juzaitis that Ordinance No. 848-2022 be finally adopted, submitted to the mayor for approval and advertised according to law.

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

Second reading, public hearing and final action on Ordinance No. 850-2022:

Motion made by Councilwoman Juzaitis, seconded by Councilman McDermott that Ordinance No. 850-2022 be brought on for second reading, public hearing, and final action.

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

Borough Clerk read aloud Ordinance No. 850-2022:

Ordinance No. 850-2022:

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 22 OF THE AVALON BOROUGH CODE (HOUSING AND RENTALS) TO REQUIRE RENTAL LICENSES FOR ALL CONDOMINIUM UNITS WHICH WERE PREVIOUSLY MOTEL UNITS

Council President Wierman opened the meeting for public hearing on Ordinance No. 850-2022

There were no questions or comments.

Motion made by Councilwoman Juzaitis, seconded by Councilman McDermott that the public hearing be closed.

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

Motion made by Councilwoman Juzaitis, seconded by Councilman McDermott that Ordinance No. 850-2022 be finally adopted, submitted to the mayor for approval and advertised according to law.

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

Reports and Recommendations by Mayor and Officials:

Reports of Officials:

Scott Wahl read the following report:

ACMJIF: From time to time, I'd like to demonstrate to Council the advantages of the Borough's commitment to public safety. As chairman of the JIF Safety Committee, we met last Thursday and reviewed performance numbers from member communities. Avalon's loss ratio currently stands at an exemplary 60.5% over a five-year period, through the end of 2021. This ratio shows that Avalon's safety record is among the best in the Fund, and a primary reason why we are able to get returns of insurance monies that are applied to the following year's premium, and in various rebate programs that the Borough takes full advantage of. I would like to thank Councilmembers Juzaitis and McDermott, and the entire Avalon Safety Committee which is all volunteer and leads us in the culture of safety.

Reminders: As a reminder to Council and to the public, the annual AHLOA meeting will be held this Saturday and Mayor Pagliughi will present a State of the Borough address. I will have a table to display our new trash containers, and Atlantic City Electric will be on hand to discuss the new smart meters, shall the public have interest. New Jersey has been placed in a Drought Watch and is encouraging voluntary water conservation. The grace period to pay third quarter taxes has been extended until August 22<sup>nd</sup> as discussed at our last meeting. Next Thursday, August 18<sup>th</sup>, at 7:00pm we will have our annual meeting with flood insurance experts and representatives to discuss changes in the flood insurance system and advise homeowners about the benefits of flood insurance; the meeting will be held in this room and Council President Wierman will be present. Soon after Labor Day weekend, final punch list items will be done on the Ocean Drive project and the County moves in to conduct their phase of the project; we will also begin the construction of the 78<sup>th</sup> Street Pump Station.

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Scott Wahl read the following email from American Legion Commander Tom McCollough:

Dear Scott, I must write and offer a huge thank you to Middlesex Water department and the Borough of Avalon. As noted days earlier we had sanitary sewer problems at the American Legion Post. Ken and John from Middlesex water extended thierselves on 8/9/22 and snaked, plus utilize state of the Art camera / video equipment to clean and inspect the entire length 90 Ft plus to said curb trap at curb location.

Ken and John showed dedication, support and 1000% in flat out in caring, and trying to assist Veterans who served. I cannot extend sufficient praise and recognition to a fine team employees overextending theirselves to help Post 331 with our concerns.

In closing thanking all parties involved and as a resident of Avalon and Commander Post 331. I am proud Ken and John represent the Middlesex Water Company and the wonderful Borough to Avalon. As always a gigantic thank you. Please inform Mayor Pagliughi and offer our heartfelt thanks.

Pending Business:

None.

New Business:

Councilman McCorristin commended the Beach Patrol for the recent accolades collected throughout recent competitions and wished them well at the upcoming championships.

Public Comments:

Martha Wright, 632 7<sup>th</sup> Street, thanked the Borough for putting drought tips on the Borough website and asked Council to consider leading by example by shifting to less frequent irrigation use on public lands while also encouraging less frequent irrigation use by private property owners.

Chris Zuccarini, 54 West 32<sup>nd</sup> Street, inquired as to why beach mats have not been placed on certain beach paths this year.

Scott Wahl explained beach mats have been put on select beach paths, with those locations listed on the Borough website. Unfortunately, due to staffing shortages, the installation and maintenance of beach mats on all beach paths is not feasible this year.

Chris Zuccarini stressed the importance of accessibility to the beaches.

Councilwoman Juzaitis mentioned sand often covers the beach mats overnight, which are in need of cleaning each day in order to keep them functional, which is further hindered by staffing shortages.

Motion made by Council President Wierman, seconded by Councilman McDermott 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 4:45 pm.

Respectfully submitted,

C. Danielle Nollett  
C. Danielle Nollett, Borough Clerk

C. Wierman  
Samuel D. Wierman, Council President