

February 8, 2023

A Regular Meeting of the Borough Council of the Borough of Avalon was held on Wednesday, February 8, 2023 at 4:32 p.m. in the Meeting Room, 3100 Dune Drive, Avalon, New Jersey.

In-Person Attendance: Public - - - - - 2 Reporters - - - - - 0

Remote Attendance: Public - - - - - 1 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	Absent
	Councilman McDermott	Present

Also present:

Scott Wahl, Business Administrator
James Waldron, Assistant Business Administrator
Nicole Curio, Esquire, Borough Solicitor
William McCormick, Director of Public Works/Utilities
Paul Short, Code Enforcement Official
Thomas R. Thornton, P.E., Borough Engineer, Mott MacDonald

Council President Wierman read the Open Public Meetings Act Announcement.

Notice of this Regular Meeting was included the annual Schedule of Meetings dated June 22, 2022. It was given to the news media and posted on the Official Bulletin Board as required by law.

Minutes:

Work Session, Regular Meeting, – January 25, 2023

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

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

Public comments regarding Resolutions:

None.

Resolution No. 37-2023: A RESOLUTION APPOINTING CLASS I SPECIAL OFFICERS FOR THE BOROUGH OF AVALON

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

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

Resolution No. 38-2023: A RESOLUTION DETERMINING THAT A CERTAIN YARD SALE SCHEDULED TO BE CONDUCTED UNDER THE SPONSORSHIP OF THE AVALON GARDEN CLUB ON SATURDAY, MAY 13, 2023, IS EXEMPT FROM THE PROVISIONS OF CHAPTER 10 OF THE CODE OF THE BOROUGH OF AVALON, 2013

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

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

Resolution No. 39-2023: A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR RECONSTRUCTION OF VARIOUS STREETS, CONTRACT NO. M-120

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	Absent
	Councilman McDermott	Aye
	Council President Wierman	Aye

Resolution No. 40-2023: A RESOLUTION AUTHORIZING THE FILING OF A GRANT APPLICATION TO THE NEW JERSEY DEPARTMENT OF LAW AND PUBLIC SAFETY, DIVISION OF ALCOHOLIC BEVERAGE CONTROL FOR COPS IN SHOPS SUMMER SHORE INITIATIVE 2023 GRANT

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	Absent
	Councilman McDermott	Aye
	Council President Wierman	Aye

Resolution No. 41-2023: A RESOLUTION AUTHORIZING THE RECEIPT OF FUNDS FROM THOMAS WELSH BUILDERS LLC TO THE BOROUGH ENVIRONMENTAL TRUST FUND IN THE AMOUNT OF \$6,866.30 TO BE HELD IN TRUST FOR A SPECIFIC BOROUGH PROJECT AND CONSENTING TO THE TERMS AND CONDITIONS CONTAINED IN A DECLARATION OF TRUST

Resolution No. 42-2023: A RESOLUTION AUTHORIZING THE RECEIPT OF FUNDS FROM THOMAS WELSH BUILDERS LLC TO THE BOROUGH ENVIRONMENTAL TRUST FUND IN THE AMOUNT OF \$7,532.28 TO BE HELD IN TRUST FOR A SPECIFIC BOROUGH PROJECT AND CONSENTING TO THE TERMS AND CONDITIONS CONTAINED IN A DECLARATION OF TRUST

Resolution No. 43-2023: A RESOLUTION AUTHORIZING THE RECEIPT OF FUNDS FROM KEVIN FLYNN BUILDERS TO THE BOROUGH ENVIRONMENTAL TRUST FUND IN THE AMOUNT OF \$5,000.00 TO BE HELD IN TRUST FOR A SPECIFIC BOROUGH PROJECT AND CONSENTING TO THE TERMS AND CONDITIONS CONTAINED IN A DECLARATION OF TRUST

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

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

Resolution No. 44-2023: A RESOLUTION AUTHORIZING PAYMENT OF BILLS

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	Absent
	Councilman McDermott	Aye
	Council President Wierman	Aye

Second reading, public hearing and final action on Ordinance No. 855-2023:

Motion made by Councilwoman Juzaitis, seconded by Councilman McDermott that Ordinance No. 855-2023 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. 855-2023:

Ordinance No. 855-2023:

AN ORDINANCE IMPLEMENTING APPROVED REORGANIZATION PLANS AND SUPPLEMENTS THERETO FOR VARIOUS DEPARTMENTS AND DIVISIONS AND AUTHORIZING THE CREATION OF CERTAIN NEW POSITIONS AND/OR JOB TITLES WITHIN THE DEPARTMENTS OF ADMINISTRATION; REVENUE AND FINANCE; AND PUBLIC WORKS AND UTILITIES

Council President Wierman opened the meeting for public hearing on Ordinance No. 855-2023 and asked if there were any questions or comments.

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. 855-2023 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. 856-2023:

Motion made by Councilwoman Coskey, seconded by Council President Wierman that Ordinance No. 856-2023 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. 856-2023:

Ordinance No. 856-2023:

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 19 (FLOOD DAMAGE PREVENTION) OF THE CODE OF THE BOROUGH OF AVALON AND AMENDING ORDINANCE 849-2022 PERTAINING TO DEFINITIONS AND ADMINISTRATIVE PENALTIES

Council President Wierman opened the meeting for public hearing on Ordinance No. 856-2023 and asked if there were any questions or comments.

There were no questions or comments.

Motion made by Councilwoman Coskey, seconded by Council President Wierman 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 Coskey, seconded by Council President Wierman that Ordinance No. 856-2023 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:

22ND Street Water Main Replacement: The Borough's contractor, Perna Finnegan, will begin this capital project on Monday, February 13th. The project is anticipated to take four months, and will include the following areas: 22nd Street between 6th Street and Harbor Avenue; along with fourth, fifth, and sixth avenues between 21st and 22nd streets. The final asphalt paving surface will be put down in the fall. Notification has been made to the property owners and residents are asked not to park in the street when work is being conducted in their neighborhoods. Notification has been made on the municipal website.

County Meeting: On Friday, February 3rd I attended a meeting hosted by County Commission Director Len Desiderio that involved mayors and administrators from Cape May County. At the conclusion of the meeting, the County announced that it had secured \$18 million in American Rescue Plan Act funding that will be re-appropriated to municipalities who apply for the funding, and use the funding for infrastructure projects. Submissions must be made by March 10, 2023. Avalon would realize \$400,000 in grant funding for a project that could be used on a variety of infrastructure projects, and soft costs are eligible. This is a reimbursable grant program. With the Council President's approval, we intend to come before Council at the next meeting to discuss the use of this grant funding opportunity.

Public Works: For the first time in a very long time the Avalon Elementary School is fielding a baseball team this year. The Department of Public Works has been conducting major upgrades to the 12th Street baseball field since it has not been used for organized play for years. We are hopeful our community will take time to attend these games this year on a field that will look the best it's ever been when the season begins.

Beach Fill Project: A meeting was held in this room six hours ago to provide Avalon and Stone Harbor with an update on the upcoming beach fill. Here is the update:
The United States Army Corps of Engineers held a progress meeting in Avalon on February 8th. Avalon will be receiving a large beachfill project through a partnership with the Corps and the New Jersey Department of Environmental Protection. As of now, the start date of the project remains unchanged. The dredge "Texas" is finishing a project in Ocean City before it comes to Avalon. The anticipated mobilization date for equipment to the Avalon beachfront is March 10th, with an anticipated start date of pumping sand onto Avalon's north end beaches on or about March 20th. Starting February 8th, a crew will be present on the Avalon beaches to conduct pre-construction surveys of the Avalon and Stone Harbor beachfronts. This work will take approximately five to six days to complete. You will notice some vehicles on the beach, and boats in the water, conducting the pre-construction, existing conditions. The vehicles will have a "GBA" logo on them. This will determine if Avalon is able to exercise four bid options in the contract. Avalon's portion of the work will be first, and Stone Harbor will be second.

Pending business:

None.

New business:

None.

Public Comments:


None.

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

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

Regular Meeting adjourned at 4:42 p.m.

Respectfully submitted,


C. Danielle Nollett, Borough Clerk


Samuel D. Wierman, Council President