

September 28, 2022

A Regular Meeting of the Borough Council of the Borough of Avalon was held on Wednesday, September 28, 2022 at 4:28 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	Present
	Councilman McDermott	Present

Also present:

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

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 – September 14, 2022

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

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

Public comments regarding Resolutions:

None.

<u>Resolution No.</u> <u>182-2022:</u>	A RESOLUTION AUTHORIZING THE EXECUTION OF CONTRACT WITH PINELANDS CONSTRUCTION, LLC OF SEA ISLE CITY, NJ FOR BOROUGH CONTRACT NO. 23-01, COLLECTION & DISPOSAL OF MUNICIPAL SOLID WASTE MATERIALS FOR THE BOROUGH OF AVALON FOR A TERM OF FIVE (5) YEARS COMMENCING JANUARY 1, 2023, THROUGH DECEMBER 31, 2027
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<u>Resolution No.</u>	<u>183-2022:</u>	A RESOLUTION AUTHORIZING THE EXECUTION OF CONTRACT WITH PINELANDS CONSTRUCTION, LLC OF SEA ISLE CITY, NJ FOR BOROUGH CONTRACT NO. 23-02, COLLECTION & DISPOSAL OF MUNICIPAL RECYCLING MATERIALS FOR THE BOROUGH OF AVALON FOR A TERM OF FIVE (5) YEARS COMMENCING JANUARY 1, 2023, THROUGH DECEMBER 31, 2027
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Resolution No. 184-2022:

A RESOLUTION AUTHORIZING THE EXECUTION OF CONTRACT WITH PINELANDS CONSTRUCTION, LLC OF SEA ISLE CITY, NJ FOR BOROUGH CONTRACT NO. 23-03, COLLECTION & DISPOSAL OF MUNICIPAL BULK WASTE MATERIALS FOR THE BOROUGH OF AVALON FOR A TERM OF FIVE (5) YEARS COMMENCING JANUARY 1, 2023, THROUGH DECEMBER 31, 2027

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

ROLL CALL VOTE:

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

Resolution No. 185-2022:

A RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT WITH ASPHALT PAVING SYSTEMS OF HAMMONTON, NJ FOR CONTRACT NO. M-128, 2022 RECONSTRUCTION OF VARIOUS STREETS IN THE AMOUNT OF ONE MILLION SIX HUNDRED SIXTYSEVEN THOUSAND SEVEN HUNDRED DOLLARS (\$1,667,700.00)

Resolution No. 186-2022:

A RESOLUTION AUTHORIZING MOTT MACDONALD TO PROVIDE CONSTRUCTION ENGINEERING SERVICES FOR CONTRACT NO. M-128, 2022 RECONSTRUCTION OF VARIOUS STREETS ON A REIMBURSABLE BASIS FOR AN AMOUNT NOT TO EXCEED ONE HUNDRED FIFTY-EIGHT THOUSAND SIX HUNDRED DOLLARS (\$158,600.00)

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

ROLL CALL VOTE:

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

Resolution No. 187-2022:

A RESOLUTION AUTHORIZING MOTT MACDONALD TO PROVIDE PROFESSIONAL ENGINEERING AND BIDDING SERVICES FOR 23RD STREET PIER DEMOLITION AND PILE INSTALLATION FOR A LUMP SUM FEE OF FIVE THOUSAND FOUR HUNDRED DOLLARS (\$5,400.00)

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

ROLL CALL VOTE:

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

Resolution No. 188-2022:

A RESOLUTION TO APPROVE A TEMPORARY CONSTRUCTION EASEMENT ON BOROUGH PROPERTY, TO WIT, BLOCK 40.05 LOT 73 A/K/A 311 41ST STREET TO BENEFIT CONSTRUCTION ON BLOCK 40.05 LOT 74.320 A/K/A/ 329 40TH STREET

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

ROLL CALL VOTE:

Councilwoman Coskey	Aye
Councilwoman Juzaitis	Aye
Councilman McCorristin	Aye

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Resolution No. 189-2022:

A RESOLUTION AUTHORIZING A REFUND TO USA POOLS, LLC FOR A CONSTRUCTION PERMIT IN THE AMOUNT OF THREE HUNDRED SEVENTY-SIX DOLLARS (\$376.00) FOR 213 64TH STREET

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

ROLL CALL VOTE:

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

Resolution No. 190-2022:

A RESOLUTION DESIGNATING OCTOBER 6, 2022 AS KNOCK OUT OPIOID ABUSE DAY

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

ROLL CALL VOTE:

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

Resolution No. 191-2022:

A RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT WITH R.A. WALTERS AND SON, INC. FOR CONTRACT NO. M-129, 22ND STREET AND SIXTH AVENUE PIER DEMOLITION AND PILE INSTALLATION IN THE AMOUNT OF NINETY-EIGHT THOUSAND DOLLARS (\$98,000.00)

Resolution No. 192-2022:

A RESOLUTION AUTHORIZING MOTT MACDONALD TO PROVIDE CONSTRUCTION ENGINEERING SERVICES FOR CONTRACT NO. M-129, 22ND STREET AND SIXTH AVENUE PIER DEMOLITION AND PILE INSTALLATION ON A REIMBURSABLE BASIS FOR AN AMOUNT NOT TO EXCEED ELEVEN THOUSAND FOUR HUNDRED FORTY DOLLARS (\$11,440.00)

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

ROLL CALL VOTE:

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

Resolution No. 193-2022:

A RESOLUTION AUTHORIZING PAYMENT OF BILLS

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

ROLL CALL VOTE:

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:

None.

Monthly Reports:

Month of August 2022:

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 R.
Edward Dean.

Code Enforcement Report submitted by Paul E. Short, Sr.

Municipal Court Report submitted by Wendy Torroni.

Municipal Engineering Report submitted by Thomas Thornton.

Police Department Report submitted by Chief Jeffrey Christopher.

Public Works Department Report submitted by William McCormick.

Recreation Revenue Report submitted by Chuck McDonnell.

Tax Collector & Water Sewer Control Account Reports submitted by Eleanor Cifaloglio.

Zoning Report submitted by Amanda Seltzer.

Motion made by Council President Wierman, seconded by Councilwoman Coskey that the reports be approved.

ROLL CALL VOTE:

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

Pending Business:

None.

New Business:

None.

Public Comments:

None.

Resolution No. 194-2022:

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 INVOLVING A
FACILITY USE AGREEMENT

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

ROLL CALL VOTE:

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

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

ROLL CALL VOTE:

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

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

Public portion of Regular Meeting recessed at 4:35 p.m.

Public Portion of Regular Meeting reconvened at 4:55 p.m.

Present:

Council President Wierman
Councilwoman Coskey
Councilwoman Juzaitis
Councilman McCorristin
Councilman McDermott
Scott Wahl, Business Administrator
James A. Waldron, Assistant Business Administrator
Nicole Curio, Esquire, Gruccio, Pepper, DeSanto & Ruth, P.A
Charles McDonnell, Recreation Director

Resolution No. 195-2022: 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 COLLECTIVE NEGOTIATIONS AND OTHER MATTERS OF ATTORNEY/CLIENT PRIVILEGE AS IT RELATES TO THE AVALON BEACH PATROL

Motion made by Councilwoman Juzaitis, 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

Motion made by Councilwoman Juzaitis, 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
	Councilwoman Juzaitis	Aye
	Councilman McCorristin	Aye
	Councilman McDermott	Aye
	Council President Wierman	Aye

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

Public portion of Regular Meeting recessed at 4:56 p.m.

Public Portion of Regular Meeting reconvened at 5:36 p.m.

Present:

Council President Wierman
Councilwoman Coskey
Councilwoman Juzaitis
Councilman McCorristin
Councilman McDermott
Scott Wahl, Business Administrator
James A. Waldron, Assistant Business Administrator
Nicole Curio, Esquire, Gruccio, Pepper, DeSanto & Ruth, P.A

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Resolution No. 196-2022: 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 PROPRIETARY PROCEDURAL INFORMATION AND ANTICIPATED LITIGATION CONCERNING NEW STATE LEGISLATION REGARDING LIABILITY INSURANCE

Motion made by Council President Wierman, seconded by Councilman McDermott 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

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

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

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

Public portion of Regular Meeting recessed at 5:37 p.m.

Public Portion of Regular Meeting reconvened at 5:53 p.m.

Present:
Council President Wierman
Councilwoman Coskey
Councilwoman Juzaitis
Councilman McCorristin
Councilman McDermott
Scott Wahl, Business Administrator
James A. Waldron, Assistant Business Administrator
Nicole Curio, Esquire, Gruccio, Pepper, DeSanto & Ruth, P.A

Motion made by Councilman McCorristin, seconded by Councilwoman Juzaitis 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 5:53 p.m.

Respectfully submitted,


C. Danielle Nollett, Borough Clerk


Samuel D. Wierman, Council President