

MINUTES
February 27, 2024

The Meeting of the Board of Commissioners of the Borough of Allenhurst was held on the above date with Mayor McLaughlin presiding, Commissioner McLoughlin, and Commissioner Cumiskey in attendance. Also in attendance was the Borough Clerk and Borough Attorney.

The meeting was called to order at 7:30 P.M. with a salute to the flag.

Mayor McLaughlin announced that the notice requirements of R.S. 10:4-18 had been satisfied by delivering the required notice to the Coaster, posting the notice on the board in Borough Hall and filing a copy of said notice with the Borough Clerk.

PROCLAMATION

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RECOGNIZING THE CONTRIBUTIONS OF PLANNING BOARD MEMBER
BERNARD COSTELLO

WHEREAS, Bernard “Bernie” Costello has voluntarily served the Borough of Allenhurst Planning Board for twenty plus years; and

WHEREAS, Bernie was first appointed as an Alternate Member of the Planning Board in January of 2003 and served as a Class IV member and Vice-Chairman for several years; and

WHEREAS, it is with great honor and appreciation that the Board of Commissioners recognize Bernie Costello for his public service, loyalty and contributions to the Borough since assuming his role as a Planning Board Member on January 15, 2003; and

WHEREAS, Bernie’s twenty plus years of service have been marked by his dedication and efforts for the betterment of the community, and Bernie has spent numerous hours reviewing applications and attending countless meetings over the years. Bernie is the quintessential volunteer; and

WHEREAS, the Board of Commissioners wish to express their sincere appreciation to Bernie for his loyalty to the Borough of Allenhurst over the past twenty years and wish him all the best in the future.

NOW, THEREFORE, Mayor McLaughlin and the Commissioners of the Borough of Allenhurst, hereby commend Bernard Costello for his years of exemplary service to the Borough of Allenhurst.

COMMUNICATIONS:

- NJAW Notice of Public hearing, to be held on February 28, 2024, in the matter of their petition for approval to change the levels of its Purchase Water Adjustment Clause and Purchase Wastewater Treatment Clause
- Township of Ocean Ordinance #2453 Amending Chapter 21 of their Comprehensive Land Use Ordinance regarding Cannabis Establishments and Chapter 13 of their General Ordinances entitled “Taxation”, adopted 2/8/2024.
- Township of Ocean Ordinances #2454 and #2455 which were approved at the 2/8/24 Council meeting. Both Ordinances Amend and Supplement Chapter 21 of their Comprehensive Land Development Ordinances. Areas amended include Cottage Food Operators, Impervious Surface and Certified Lists of Property Owners.

ANNOUNCEMENTS:

- The Fire Department will be holding their “Breakfast with the Easter Bunny” on Saturday, March 23 from 9am to 11:00am. The Annual Easter Egg Hunt will take place at Railroad Plaza Park at 11:30am. In case of inclement weather, the Egg Hunt will be held at the Fire House.

ORDINANCES
ORDINANCES – FIRST READING

ORDINANCE #2024-06 – First Reading

ORDINANCE #2024-06
AN ORDINANCE REVISING CHAPTER X OF THE
BOROUGH CODE OF THE BOROUGH OF ALLENHURST
ENTITLED “BEACH REGULATIONS.”

Offered By: Mayor McLaughlin Seconded By: Comm. McLoughlin

WHEREAS, the Borough Council of the Borough of Allenhurst has determined that it is in the best interests of the community to revise certain portions of its existing Borough Code concerning the Beach Regulations to address the needs of the community;

NOW THEREFORE, BE IT ORDAINED by the Borough of Allenhurst, County of Monmouth, State of New Jersey, that the Borough Code of the Borough of Allenhurst be and is hereby amended and supplemented as follows:

Chapter X be and is hereby revised to delete the existing subsection “10-1.6” entitled “Service and Use Charges,” Section 10-1.9 entitled “Beach Admission” and Section 10-1.14 entitled “Counselor-In-Training (CIT) Program” and replace them with the following:

10-1.6 Service and Use Charges.

a. Resident Charges.

No.	Service	Fees, if paid on or before due date	Fees, if paid after due date
1.	Non-shower bathhouse	\$1,340.00	\$1,590.00
2.	A/B Shower bathhouse	\$1,790.00	\$2,040.00
3.	Shower bathhouse	\$1,680.00	\$1,930.00
4.	Cabana	\$3,360.00	\$3,610.00
Facilities Use Charge Per Person:			
5.	Children under 3 years of age	No Charge	No Charge
6.	Children Ages 3 and 4	\$63.00	\$63.00
7.	Age 5 and over	\$89.00	\$89.00
8.	Age 65 and older	\$63.00	\$63.00
Beach Fee			
9.	Ages 12 years or more	\$80.00	\$80.00
10.	Children under 12 years of age	No Charge	No Charge

b. Nonresident Charges.

No.	Service	Fees, if paid on or before due date	Fees, if paid after due date
1.	Non-shower bathhouse	\$2,240.00	\$2,490.00
2.	A/B Shower bathhouse	\$3,240.00	\$3,490.00
3.	Shower bathhouse	\$2,990.00	\$3,240.00
4.	Cabana	\$8,500.00	\$8,750.00
Facilities Use Charge Per Person:			
5.	Children under 3 years of age	No Charge	No Charge

No.	Service	Fees, if paid on or before due date	Fees, if paid after due date
6.	Children Ages 3 and 4	\$163.00	\$163.00
7.	Age 5 and over	\$273.00	\$273.00
8.	Age 65 and older	\$168.00	\$168.00
Beach Fee			
9.	Ages 12 years or more	\$80.00	\$80.00
10.	Children under 12 years of age	No Charge	No Charge

- c. Half Season Charges.
1. The fees specified in preceding paragraphs a. and b. are for full season memberships in the Allenhurst Beach Club.
 2. Rates for half season shall be two-thirds (2/3) of the full season rate for facilities use charge per person and two-thirds (2/3) of the full season rate for beach fee per person.
 3. A half season shall be considered to run from the date of the opening of the Beach Club for the season consecutively until the midway point of the season, or from the midway point of the season consecutively to the day of the closing of the Beach Club for the season and for no other period.
 4. A person or persons desiring a half season membership must utilize a bathhouse or cabana of a full season member, subject to the provisions of subsection 10-1.7 and must present signed, written permission of such member to so utilize the bathhouse or cabana for the exact half season period involved.
- d. Guest Charges.
1. Each individual bathing guest (age 3 and older) using a member's bathhouse or cabana must submit one (1) guest pass per day; Children, age 3 and under will be admitted at no charge. Guest passes from the previous season will be valid for use in the current season, or for such time as the Board of Commissioners may determine in the Allenhurst Beach Club Rules, when guests are accompanied by a registrant of the Allenhurst Beach Club Facilities.
 2. Guest tickets will be sold individually at the discretion of the governing body, for \$15.00 per Guest ticket. Individual Guest tickets are good for one individual, for one day's admission. Guest tickets will only be valid for use in the current season or for such time as the Board of Commissioners may determine in the Allenhurst Beach Club Rules.
 3. Packages of Guest tickets will be sold in groups of ten (10) passes for \$150.00. Packages of Guest tickets may be sold at a discount at the discretion of the Board of Commissioners. There is no limit on the number of packages that may be purchased but, be advised, that they are only valid for use in the current season or for such time as the Board of Commissioners may determine in the Allenhurst Beach Club Rules.
- e. Combination Charges: Where there is a joint tenancy by an Allenhurst resident registrant and a nonresident in any of the accommodations referred to in paragraphs a. and b. hereof, the rates for said accommodations will be as follows:

No.	Service	Fees
1.	Non-shower bathhouse	*\$1,790.00
* Resident Pays, \$670.00 ; Non-Resident Pays, \$1120.00		
2.	A/B Shower bathhouse	*\$2,515.00
* Resident Pays, \$895.00 ; Non-Resident Pays, \$1,620.00		
3.	Shower bathhouse	*\$2,335.00
* Resident Pays, \$840.00 ; Non-Resident Pays, \$1,495.00		
4.	Cabana	*\$5,930.00

No.	Service	Fees
* Resident Pays, \$1,680.00 ; Non-Resident Pays, \$4,250.00		

- f. Catamaran & Kayak Storage Fees
1. There shall be a “Catamaran storage fee” of two hundred (\$200.00) dollars for the “season” for those wishing to store a Catamaran at the Allenhurst Beach Club, during the “season.” Space for Catamarans is limited and shall be on a first come, first serve basis. No one shall be permitted to store any private property, including any Catamaran, at the Allenhurst Beach Club except during the “season.”
2. There shall also be a “Kayak storage fee” of one hundred (\$100.00) dollars for the “season” for those wishing to store a kayak at the Allenhurst Beach Club, during the “season.” Space for Kayaks is limited and shall be on a first come, first serve basis. No one shall be permitted to store any private property, including any Kayak, at the Allenhurst Beach Club except during the “season.”
- g. There shall be assessed a \$100 dollar activity fee per facility. All monies from this fee shall go towards activities planned at the Allenhurst Beach Club.
- h. A Recreation Program shall be established which shall be open to all children who are members of the Allenhurst Beach Club between the ages of five (5) years and twelve (12) years at the discretion of the Recreation Director. The program shall run for seven (7) weeks, during the Beach Club season from 10:00 a.m. to 3:00 p.m., Monday through Friday and will not run on those days the Beach Club is closed for inclement weather or any other unforeseen circumstance.
- The cost for participation in this program will be \$750 dollars for the first child and \$675 dollars per child for additional children from the same family. Additional weeks may be offered at the discretion of the Recreation Director.
- i. A Swim Team shall be established which shall be open to all children who are members of the Allenhurst Beach Club between the ages of five (5) years and twelve (12) years at the discretion of the Swim Team Coach. The cost for participation in this program will be \$100 dollars per child.
- j. A Junior Lifeguard Program shall be established which shall be open to all children who are members of the Allenhurst Beach Club. The cost for participation in this program will be \$150 dollars per child.
- k. There shall be assessed a fee of \$353 for a Nanny Membership. A Nanny is defined as someone who is 18 years of age, or older, and is responsible for the care of member children under the age of 14. The Nanny can only use the Allenhurst Beach Club through this membership when she is in the company of the children with whom she is charged with caring. This membership is exclusively for the nanny named in the member’s application and is non-transferrable and non-refundable.

10-1.9 Beach Admission

1. Daily Beach Admission.
- There is hereby established a rate for daily admission to the bathing beach at the Allenhurst Beach Facilities as follows:
- The fee for daily admission, which does not permit use of the pools, the snack bar, the recreational facilities and other facilities at the Allenhurst Beach Club shall be ten (\$10.00) dollars per person for weekdays and twelve (\$12.00) for weekends and holidays. Children under the age of twelve (12) shall be admitted free of charge.

10-1.14 Counselor-In-Training (CIT) Program

- a. A Counselor-In-Training, (CIT) Program shall be established which shall be open to members of the Allenhurst Beach Club who are a minimum of 13 years of age. Membership and number of CIT’s accepted to the Program shall be at the discretion of the Recreation Director. The CIT Program shall run in conjunction with the Recreation Program, with the exception of pre-camp staff training which will be held before the start of the Recreation Program.
- b. The CIT Program is an educational program, with a curricula designed to develop the people and technical skills necessary to be an effective camp/recreational counselor.

CIT Programs teach management and leadership skills and can provide basic training in such skills as group leadership, time management and a variety of outdoor skills. CIT Programs can lead to leadership opportunities at school, in extracurricular activities and at future jobs.

- c. The Borough of Allenhurst makes no guarantee that participation in this program will lead to employment either with the Borough or with any other employer.
- d. Counselors in Training will be matched with a counselor in a unit to provide assistance during program time, meals, and field trips. CIT's will attend staff meetings and work closely with the CIT Coordinator, who will provide each CIT with two evaluations, one after the second week and one at the end of the summer.
- e. CIT's will be subject to the same code of behavior and policies as regular program staff and shall participate in all aspects of the recreation program. Under the supervision of a senior counselor, they will:
 - 1. Make the Recreation Program fun, helping to devise and plan games and activities.
 - 2. Supervise setting up and cleaning up.
 - 3. Help provide a safe and supportive atmosphere for participants.CIT's will always work with a counselor and/or the CIT Coordinator.
CIT's will work with the CIT Coordinator to learn the basics of child development, programming, and supervision procedures and policies, etc.
CIT's will work with staff to develop and co-lead workshops or games.
CIT's will participate in informal and formal activities with participants in the Recreation Program.
- f. Those CIT's not meeting the expectations of the program may be dismissed at the discretion of the Recreation Director.
- g. The cost for participation in this program will be \$350.00.

And, it is further

ORDAINED that except as herein above provided, the remainder of Chapter X, BEACH REGULATIONS, shall remain unaltered and in full force and effect; and it is further

ORDAINED that the provisions of this ordinance are declared to be severable, and if any section, subsection, sentence, clause or phrase hereof shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, subsections, clauses and phrases of this ordinance shall stand notwithstanding the invalidity of any part; and it is further

ORDAINED, That this Ordinance shall take effect after publication and adoption according to law.

VOTE: Comm. McLoughlin-AYE; Comm. Cumiskey-AYE; Mayor McLaughlin-AYE

RESOLUTIONS

RESOLUTION #2024-69

A RESOLUTION TO DISPENSE WITH READING OF MINUTES

Offered By: Comm. McLoughlin Seconded By: Comm. Cumiskey

BE IT RESOLVED, That the Clerk dispense with the reading of the Regular Meeting of February 13, 2024.

VOTE: Comm. McLoughlin-AYE; Comm. Cumiskey-AYE; Mayor McLaughlin-AYE

RESOLUTION #2024-70

A RESOLUTION TO RATIFY AND APPROVE MINUTES

Offered By: Comm. McLoughlin Seconded By: Comm. Cumiskey

BE IT RESOLVED, That the minutes of the Regular Meeting of February 13, 2024 be ratified and approved.

VOTE: Comm. McLoughlin-AYE; Comm. Cumiskey-AYE; Mayor McLaughlin-AYE

RESOLUTION #2024-71

A RESOLUTION TO APPOINT POLICE SECRETARY/RECORDS CLERK

Offered By: Comm. McLoughlin

Seconded By: Comm. Cumiskey

WHEREAS, There is a need to hire a Police Secretary/Records Clerk for the Borough of Allenhurst; and,

WHEREAS, The Board of Commissioners has determined to make an appointment to the position of Police Secretary/Records Clerk for the Borough of Allenhurst;

NOW, THEREFORE, BE IT RESOLVED, That Jason Henry be and he is hereby employed as a Communications Officer for the Borough of Allenhurst commencing on February 28, 2024 at an annual salary of \$50,000.

VOTE:Comm. McLoughlin-AYE; Comm. Cumiskey-AYE; Mayor McLaughlin-AYE

RESOLUTION 2024-72

A RESOLUTION AUTHORIZING TRANSFER, DONATION AND/OR DISPOSAL OF EQUIPMENT NO LONGER NEEDED FOR PUBLIC USE

Offered By: Comm. McLoughlin

Seconded By: Comm. Cumiskey

WHEREAS, the Borough of Allenhurst Police Department and the Office of Emergency Management has advised the Board of Commissioners that there is obsolete equipment that is no longer needed for public use by the Borough of Allenhurst; and

WHEREAS, N.J.S.A. 40A:11-36(2) authorizes the disposition of personal property no longer needed for public use without bids when it makes any such sale to the United States, the State of New Jersey, another contracting unit, any body politic to which it contributes tax raised funds, any foreign nation which has diplomatic relations with the United States, or any governmental unit in the United States; and

WHEREAS, Local Finance Notice 2005-25 allows for the donation of surplus equipment, vehicles, or supplies upon authorization of the Governing Body by Resolution stating authorized by a governing body resolution that the vehicles and equipment are no longer needed for public use before final disposition; and

WHEREAS, the Governing Body of the Borough of Allenhurst concurs with the opinion of the Allenhurst Police Department and the Office of Emergency Management that the below listed items are no longer needed for public use by the Borough of Allenhurst, Allenhurst Police Department or the Office of Emergency Management; and

WHEREAS, it is in the best interest of the Borough to dispose of said equipment.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Commissioners of the Borough of Allenhurst, in the County of Monmouth, New Jersey that the obsolete equipment listed below, which is no longer needed for public use by the Borough of Allenhurst shall be transferred to the Neptune Township Office of Emergency Management according to the manner as prescribed by law.

EQUIPMENT

* One (1) Five-ton Troop Carrier

VOTE:Comm. McLoughlin-AYE; Comm. Cumiskey-AYE; Mayor McLaughlin-AYE

RESOLUTION #2024-73

A RESOLUTION TO APPROVE EXECUTIVE SESSION

Offered By: Comm. McLoughlin

Seconded By: Comm. Cumiskey

WHEREAS, State law permits the exclusion of public in certain circumstances; and,

WHEREAS, The Board of Commissioners of the Borough of Allenhurst finds that such circumstances currently exist; and,

WHEREAS, The Board of Commissioners will make public, minutes of the closed session when confidentiality no longer exists;

NOW, THEREFORE, BE IT RESOLVED, By the Board of Commissioners that they are hereby authorized to enter into closed session to discuss legal/contractual matters which are exempt from the public meeting under the Sunshine Law.

VOTE:Comm. McLoughlin-AYE; Comm. Cumiskey-AYE; Mayor McLaughlin-AYE

RESOLUTION #2024-74

A RESOLUTION TO APPROVE BILLS (2-14-2024 to 2-27-2024)

Offered By: Comm. McLoughlin

Seconded By: Comm. Cumiskey

BE IT RESOLVED, That bills totaling \$762,020.62 be approved for payment; and,
BE IT FURTHER RESOLVED, That the February 27, 2024 consolidated bill list be attached hereto and made a part thereof.

VOTE: Comm. McLoughlin-AYE; Comm. Cumiskey-AYE; Mayor McLaughlin-AYE

ITEMS FOR DISCUSSION

Comm. Cumiskey asked for an update on the Street Light Repairs. The Mayor advised that the lights in question are to be repaired by JCP&L. There has been progress, but it has been slow. He will ask the Police Chief for follow-up.

Comm. McLoughlin asked for status of the JCP&L Pole project. The Borough Attorney related that there is a Planning Board meeting scheduled for May 22. The Borough Attorney advised that he believes that JCP&L intends to proceed with the project as they originally proposed. The Borough can appeal to the Board of Public Utilities, but he advised it would be costly and likely unsuccessful.

PUBLIC COMMENTS

Joe Dweck, of Allen Avenue, inquired as to the Borough's stance on cannabis businesses and what would happen if someone tried to open a cannabis business in Allenhurst. The Mayor advised that in 2017 the Borough adopted an ordinance which prohibits Cannabis businesses in Allenhurst. He also advised that any new business in Allenhurst would have to undergo a zoning determination regarding use prior and would be advised that the use was prohibited.

Steve Ryan, of Corlies Avenue, asked if there was any communication regarding any other options the Borough had asked JCP&L to consider regarding the Pole Project. The Borough Attorney advised that at a recent meeting with JCP&L there was no analysis provided, or studies done, and he did not believe they will consider any other options.

Mark Horowitz, of Corlies Avenue, asked for the status of the Boardwalk project. The Mayor advised that it is coming along and the decking should come in the next two or three weeks. Mr. Horowitz asked if additional garbage cans could be placed in the area during construction. The Mayor advised that the Department of Public Works would take care of it.

Mr. Dweck asked if the railing at end of Allen Avenue was being replaced with the Boardwalk project. The Mayor advised that the Allen Avenue entrance was done in 2017 and the railing are not that old and they would not be replaced at this time.

Mr. Horowitz asked if there would be any new cabanas on the beach this year. The Mayor advised that the Borough is trying to get more cabanas and are trying to get DEP approval.

Mr. Dweck asked if there would be any new opportunities for donations for plaques on the new Boardwalk. The Mayor advised that the old benches are being returned to the boardwalk and there is not room for additional benches at this time. The Mayor stated that there may be opportunities for planters in the future.

The Mayor welcomed Mrs. Ann Costello, wife of Planning Board Member Bernie Costello. Mr Costello has recently retired from the Planning Board after 20 years. The Mayor remarked that Mr. Costello was a dynamic member of the Board, a personal friend, a gifted songwriter, and a good listener. His presence on the Planning Board will be missed.

Joe Tomaino, Planning Board President and resident of Cedar Avenue remarked that Mr. Costello was an invaluable member of the Planning Board with extensive background and knowledge and that he will be missed.

Mrs. Costello thanked the Board and recounted how much she and her husband love Allenhurst and how much Bernie will miss serving on the Board.

There being no further business or comments, Mayor McLaughlin moved, seconded by Comm. McLoughlin that the meeting move to executive session at 7:50PM. Motion carried.

After reconvening, Comm. McLoughlin moved, seconded by Mayor McLaughlin that the meeting be adjourned at 8:45 PM. Motion carried.

Donna M. Campagna

Donna M. Campagna
Administrator/Clerk