

REORGANIZATION OF THE AVON-BY-THE-SEA PLANNING BOARD & MEETING
JANUARY 8, 2015

Board Attorney Mark Kitrick opens the meeting at 7pm, reads opening statement and leads the salute to the flag.

Present- M. Davey, Vice chair T. Egan, V. Ernst, M. Kenny, Mayor R. Mahon, Chair R. Maloney, F. McGovern, Commissioner R. McGovern, S. McLaughlin, J. Ryan, C. Talmage, Board Attorney M. Kitrick, Board Engineer C. Rooney

Absent- J. O'Malley

Motion offered by Vice Chair T. Egan seconded by J. Ryan that Richard Maloney be the Chairperson of the Avon Planning Board beginning on January, 2015 and ending on the first meeting of 2016.

The vote:

Aye: Davey, Egan, Ernst, Kenny, Mayor R. Mahon, F. McGovern, Commissioner R. McGovern, S. McLaughlin, J. Ryan, C. Talmage

No: 0

Motion by McLaughlin seconded by F. McGovern, that Teresa Egan be the Vice Chairperson of the Avon Planning Board beginning on January 8, 2015 and ending on the first meeting of the year 2016.

The vote:

Aye: Davey, Ernst, Kenny, Mahon, F. McGovern, R. McGovern, McLaughlin, Ryan, Talmage

No: 0

Motion by Egan seconded by Talmage that Sheila Sullivan be the Secretary for the Avon Planning Board beginning on January 8, 2015 and ending on the first meeting of the year 2016.

The vote:

Aye: Davey, Egan, Ernst, Kenny, Mayor Mahon, Maloney, F. McGovern, R. McGovern, McLaughlin, Ryan, Talmage

No: 0

Resolution offered by Ryan seconded by Mayor Mahon that,

WHEREAS, the Open Public Meetings Act (**CH 231, P.L. 1975**) became effective on January 19, 1976, and

WHEREAS, in accordance with said act, it is necessary for the Borough of Avon-By-The-Sea Planning Board, as a public body, to post and maintain a schedule of the regular meetings of the public body to be held during the succeeding year.

NOW, THEREFORE, BE IT RESOLVED that the Secretary of the Planning Board is hereby authorized to do the following:

1. Post the schedule of meetings on the bulletin board in Borough Hall, which sets the time, date and location of all regular and workshop meetings. The public as always will be allowed to participate in the regular meetings and a portion of the meetings will be set aside for public comment.
2. Mail a copy of the schedule to the official newspapers.
3. Each regular meeting of the Planning Board of the Borough of Avon-By-The-Sea shall convene at 7 o'clock p.m. The caucus being held at 6:30 pm. The location of all meetings shall be at the Avon Elementary School.

And adopted by the following roll call vote:

Aye: Davey, Egan, Ernst, Kenny, Mahon, Maloney, F. McGovern, R. McGovern, McLaughlin, Ryan, Talmage

No: 0

Resolution by Talmage seconded by Egan that the Asbury Park Press or The Coast Star will be the official newspaper for advertising for the Avon Planning Board for the year 2015.

And adopted by the following roll call vote:

Aye: Davey, Egan, Ernst, Kenny, Mahon, Maloney, F. McGovern, McGovern, McLaughlin, Ryan, Talmage

No: 0

Motion offered by Davey seconded by Mayor Mahon that;

WHEREAS, there exists the need for professional services of an attorney for the Planning Board of the Borough of Avon-By-The-Sea;

NOW, THEREFORE, BE IT RESOLVED by the Planning Board of the Borough of Avon-By-The-Sea that Mark G. Kitrick, Esq. be appointed Planning Board Attorney for the year 2015 and shall continue to serve during the succeeding year until the 2016 Reorganization Meeting, and be paid pursuant to a contract with the Planning Board for services rendered at a rate not to exceed \$130.00 per hour.

And adopted upon the following roll call vote:

Aye: Davey, Egan, Ernst, Kenny, Mahon, Maloney, F. McGovern, R. McGovern, McLaughlin, Ryan, Talmage

No:

Motion offered by Ernst and seconded by Mayor Mahon that

WHEREAS, there exists the need for professional services of an engineer for the Planning Board of the Borough of Avon-By-The-Sea;

NOW, THEREFORE, BE IT RESOLVED by the Planning Board of the Borough of Avon-By-The-Sea that Charles J. Rooney, P.E be appointed Planning Board Engineer for the year 2015 and shall continue to serve during the succeeding year until the 2016 Reorganization Meeting, and be paid pursuant to a contract with the Planning Board for services to be rendered at a rate not to exceed \$135.00 per hour

And adopted upon the following roll call vote:

Aye: Davey, Egan, Ernst, Kenny, Mahon, Maloney, F. McGovern, R. McGovern, McLaughlin, Ryan, Talmage

No: 0

MOTION offered by Maloney and seconded Egan that the Minutes of the December 11, 2014 be approved as written.

And adopted upon the following roll call vote:

Aye: Davey, Egan, Ernst, Kenny, Mahon, F. McGovern, McLaughlin

No: 0

Abstain: Maloney, R. McGovern, Rayan, Talmage

Motion to approve December 11, 2014 meeting minutes is approved.

At this point Board Attorney Kitrick advises the board that Attorney Craig Gianetti has requested that no action be taken on the Amato resolution this evening. Mr. Amato's attorney Timothy Middleton had provided Mr. Kitrick and other individuals with a legal brief but not Mr. Gianetti. Under the Municipal Land Use Law the objector has the same rights as the applicants.

Attorney Kitrick advises the board to carry the motion to the February 12, 2015 meeting.

MOTION offered by Ernst seconded by Egan that the Resolution for Paul Amato subdivision Block 5 Lot 3

be carried to the February 12, 2015 meeting.

The vote by show of hands

Aye: All

Motion to adjourn:

Aye :All

Motion to approve these minutes by Mayor R. Mahon seconded by T. Egan at the February 12, 2015 meeting.

The vote:

Aye: Davey, Egan, Ernst, Kenny, Mayor Mahon, F. McGovern, McLaughlin, Ryan, Talmage

No: 0

Sheila Sullivan/Planning Board Secretary