

**REGULAR MEETING – FEBRUARY 24, 2014 – 7:30 P.M.**

**Pledge of Allegiance.**

**Roll Call: Commissioner Gorman, Mayor Mahon  
Absent: Commissioner McGovern**

**Borough Clerk reads the following statement:**

**This is a regular meeting of the Board of Commissioners of the Borough of Avon-By-The-Sea and notice of time, date and place has been transmitted to the area newspapers, Avon Board of Education, Avon Public Library and the Avon Post Office in compliance with the rules and regulations of the Open Public Meetings Law.**

**Fire Exits are located in the direction I am indicating. In case of fire, you will be notified by an alarm bell. If so notified, please move in a calm, orderly manner to the nearest smoke free exit. Thank you.**

**Motion by Gorman seconded by Mahon that the minutes of the meeting of January 13, 2014 be approved as written.**

**The Vote:**

**Aye: All**

**No: None**

**Motion by Gorman seconded by Mahon that the minutes of the meeting of January 27, 2014 be approved as written.**

**The Vote:**

**Aye: All (Comm. McGovern absent)**

**No: None**

**RESOLUTION offered by Gorman seconded by Mahon that,**

**WHEREAS, the owners of Block 42 Lot 3, 1 Main Street, Avon-by-the-Sea, N.J. has been successful in their appeal to The Tax Court of New Jersey and having agreed upon a settlement adjusting their assessed value as follows:**

<b><u>2013 Assessment from Tax Duplicate</u></b>	<b><u>Tax Court Judgment</u></b>
<b>1,400,000.00 Land</b>	<b>1,100,000.00 Land</b>
<b>280,000.00 Improvements</b>	<b>280,000.00 Improvements</b>
<b><u>1,400,000.00 Total Assessment</u></b>	<b><u>1,380,000.00 Total Assessment</u></b>
<b>\$17,354.40 taxes paid 2013</b>	<b>\$14,255.40 taxes due 2013</b>

**WHEREAS, this has resulted in their overpaying the property tax for the year 2013 in the amount of \$3,099.00 and statutory interest has been waived pursuant to N.J.S.A. 54:3-27.2 and,**

**WHEREAS, they have been awarded this judgment and therefore are entitled to a refund,**

**NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Avon-by-the-Sea, that the Tax Collector be authorized to refund the overpayment of \$3,099.00 for the year 2013 to James J. Kinneally, III Esq., as Attorney for Main One Marina, 2405 Hwy 71; PO Box 200, Spring Lake Hts, NJ 07762.**

**The Vote:**

**Aye: All**

**No: None**

**RESOLUTION offered by Gorman seconded by Mahon that the Board of Commissioners hereby authorize the refund of a 2014 first quarter property tax overpayment to the following:**

**Block 23 Lot 14.16 BAC Tax Services 521 Ocean Ave. Unit 16 \$46.23**

**The Vote:**

**Aye: All**

**No: None**

**RESOLUTION offered by Mahon seconded by Gorman that the Board of Commissioners hereby approve the following due dates of the cycle one (whole town) accounts for the first half 2014 water/sewer billing:**

**First Quarter 2014 due April 1, 2014**

**Second Quarter 2014 due June 1, 2014**

**The Vote:**

**Aye: All**

**No: None**

**RESOLUTION offered by Mahon seconded by Gorman that the Board of Commissioners hereby approve a change order for the contract with Allstate Power Vac., Inc., 2012 Sanitary Sewer Lining project for a reduction in the amount of \$4,835.00, additions in the amount of \$66.50 for a total change of -\$4,383.25 and a revised contract amount of \$84,806.75.**

**The Vote:**

**Aye: All**

**No: None**

**RESOLUTION offered by Gorman seconded by Mahon that the purchase and installation of a passenger elevator at the Avon-By-The-Sea Marina be awarded to Accredited Elevator of New Jersey, Inc., Barnegat, NJ for the amount of \$69,975.00.**

**The Vote:**

**Aye: All (Mr. Gallagher noted that the elevator is being paid for**

**No: None by a grant).**

**RESOLUTION offered by Mahon seconded by Gorman that the purchase trusses needed for the construction of the Avon Pavilion be awarded to Woodhaven Lumber, Lakewood, NJ for the amount of \$23,298.00.**

**The Vote:**

**Aye: All**

**No: None**

**RESOLUTION offered by Gorman seconded by Mahon that Eleanor Mahon be appointed to the Library Board of Trustees for a five (5) year term, effective January 1, 2014.**

**The Vote:**

**Aye: All**

**No: None**

**RESOLUTION offered by Mahon seconded by Gorman that the Board of Commissioners hereby authorize the cancellation of one water/sewer unit from 103 Woodland Avenue, Block 22 Lot 7, effective January 1, 2014. The house has been converted from a three unit house to a house with two units.**

**The Vote:**

**Aye: All**

**No: None**

**RESOLUTION offered by Mahon seconded by Gorman that the Board of Commissioners hereby authorizes the cancellation of 2013 water/sewer charges for the following accounts:**

**Block 34 Lot 14 122 Garfield Ave. Erroneous Read \$1,303.90**

**The Vote:**

**Aye: All**

**No: None**

**Motion by Gorman seconded by Mahon that the bills in the amount of \$605,138.39 be approved for payment.**

**The Vote:**

**Aye: All**

**No: None**

**Mayor asks if anyone would like to be heard?**

**Mike Caringi asked about a couple of light poles on the boardwalk that are missing plates. Mr. Gallagher will notify D.P.W.**

**Someone asked about when boat slips and kayak storage will be available at the marina? Mr. Gallagher said as soon as the marina is finished. Can't give a specific date yet.**

**Someone asked about the prices of the slips? Each slip is a different size. Looking to put a minimum price on each, and then, either putting names in a hat or having a public auction.**

**Motion by Gorman seconded by Mahon that being there is no further business, the meeting is adjourned.**

**The Vote:**

**Aye: All**

**No: None**

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**Robert Mahon, Mayor**

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**Francis E. Gorman, Commissioner**

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**Timothy M. Gallagher, RMC  
Borough Clerk**