

**REGULAR MEETING – FEBRUARY 25, 2013 – 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 directions 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 February 11, 2013 be approved as written.**

**The Vote:**

**Aye: All**

**No: None**

**RESOLUTION offered by Gorman seconded by Mahon that the Board of Commissioners hereby approve the following due dates of the cycle one (whole town) accounts for the first half 2013 water/sewer billing:**

**First Quarter 2013 due April 1, 2013**

**Second Quarter 2013 due June 1, 2013**

**The Vote:**

**Aye: All**

**No: None**

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

**WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and**

**WHEREAS, the Board of Commissioners of the Borough of Avon-By-The-Sea provides for receipt of donations for Hurricane Sandy Relief from various sources by the municipality to provide for the operating costs to administer this act; and**

**WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from donations for Hurricane Sandy Relief from various sources are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement;**

**NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Avon-By- The Sea, County of Monmouth, New Jersey as follows:**

1. The Board of Commissioners does hereby request permission of the Director of the Division of Local Government Services to pay expenditures for the restoration of the Borough's Beach Front from donations to the Borough of Avon-By-The-Sea.
2. The Clerk of the Borough of Avon-By-The-Sea, County of Monmouth is hereby directed to forward two certified copies of the resolution to the Director of the Division of Local Government Services.

**The Vote:**

**Aye: All**

**No: None**

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

**WHEREAS**, due to the retirement of Dorothy Reibrich, the Borough of Avon-By-The-Sea is in need of a Acting Municipal Court Administrator for the Borough of Avon-By-The-Sea, and

**WHEREAS**, the Borough of Avon-By-The-Sea currently has a shared service agreement with the Borough of Neptune City and the Borough of Bradley Beach for a shared Municipal Court facility and personnel, and

**Whereas**, the Borough of Avon by the Sea, the Borough of Neptune City and the Borough of Bradley Beach would like to amend the present Shared Service Agreement to share a Municipal Court Administrator, and

**Whereas**, the Borough of Avon-By-The-Sea is awaiting formal approval for Kelly Barrett, CMCA, to be approved by the Administrative office of Courts to be appointed to the position of Acting Municipal Court Administrator, and

**Whereas**, this appointment allows for the following:

- a. Kelly Barrett will remain an employee of the Borough of Bradley Beach.
- b. The Salary will be \$85,000 annually and the Borough of Bradley Beach will pay 42.5% of the Salary and Medical Benefits, the Borough of Neptune City will pay 42.5% of the Salary and Medical Benefits, and the Borough of Avon by the Sea will pay 15% of the Salary and Medical Benefits.
- c. This appointment will be subject to all of the provisions of the Shared Services Agreement and approval by the Administrative Offices of the Court, and the Monmouth County Assignment Judge.

**NOW THEREFORE BE IT RESOLVED**, that the Board of Commissioners of the Borough of Avon-By-The-Sea hereby appoint Kelly Barrett as the Acting Municipal Court Administrator for the Municipal Court.

**The Vote:**

**Aye: All**

**No: None**

**Motion** by Gorman seconded by Mahon that the bills in the amount of \$538,073.99 be approved for payment.

**The Vote:**

**Aye: All**

**No: None**

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

**Lengthy discussion took place on the boardwalk reconstruction.**

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

**The Vote:**

**Aye: All**

**No: None**

---

**Robert Mahon, Mayor**

---

**Francis E. Gorman, Commissioner**

---

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