

REGULAR MEETING – MARCH 12, 2018

Pledge of Allegiance.

Roll Call: Commissioner Mahon, Commissioner Gorman, Mayor Magrini

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 Mahon seconded by Magrini that the minutes of the meeting of February 26, 2018 be approved as written.

The Vote:

Aye: All

No: None

RESOLUTION offered by Magrini seconded by Gorman that,

ORDINANCE NO. 2-2018 entitled:

**“ AN ORDINANCE CREATING A NEW CHAPTER 60,
ENTITLED “GAMES OF CHANCE” IN THE CODE
OF THE BOROUGH OF AVON-BY-THE-SEA. ”**

be introduced on first reading.

The Vote:

Aye: All

No: None

Motion by Magrini seconded by Gorman that the above Ordinance No. 2-2018 be taken up on second reading with a hearing on March 26, 2018 at 7:00 p.m.

The Vote:

Aye: All

No: None

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

Block 33 Lot 8.02 205 Garfield Ave. Erroneous \$182.90

Block 12 Lot 15 426 Woodland Ave. (R) Erroneous \$ 70.80

The Vote:

Aye: All

No: None

RESOLUTION offered by Gorman seconded by Mahon that the following people are hereby appointed as Class I Special Police Officers:

**Joseph Chick Anthony M. Frate Daniel A. Hernandez
Seunwoo M. Kim Joseph J. LaBella Thomas J. Pollock
Nicholas P. Saulys Tyler Flynn**

The Vote:

Aye: All

No: None

RESOLUTION offered by Mahon seconded by Magrini that the Board of Commissioners hereby authorize the Borough Administrator to sign the N.J. DEP permit application for the Living Shoreline Project.

The Vote:

Aye: All

No: None

Motion by Gorman seconded by Mahon that the bills in the amount of \$143,725.06 be approved for payment.

The Vote:

Aye: Mahon, Gorman

No: None

Abstain: Magrini

Department Head reports:

Sheila Watson, Librarian – Great program at Thursday March 1st discussing the book Man Failure. Over 20 people came and the author did an excellent job presenting his work.

Karl Klug, Water Supt. - Water/sewer bills went out Friday.

Mayor-Read a letter from a resident who thanked Karl for his efforts helping her fix a problem at her house.

Charley Rooney, Engineer - 2017 Road program is out to bid and the bids will be opened later this month.

Mayor-When will the work get done?

Charley-This spring, completed by the summer.

Mayor-asked about the spill from the last project on Second Avenue

Charley-It is on a review list for things to address.

Scott Hauselt, DPW Supt. - New roof on Lifeguard HQ...DPW is 90% complete with excavating under the Boardwalk and will freshly paint yellow lines in preparation for the summer.

Chief Mahon, Pol. Dept. - 4 Class II's in training. 8 Class I's coming in for summer in addition with 6 or 7 returning.

Mayor-Asked about enforcing the snowfall ordinance with sidewalks and parking.

Scott & Chief-They begin to enforce the ordinance around 2 inches of accumulated snow.

Kerry- Reminds public due dates of Water/sewer bills and the Budget is being introduced March 26th and hopefully adopted April 23rd.

Mayor asks if anyone would like to be heard?

Wally French- Asked if any females are returning as Class I's. Chief- Yes and one Class II is a female.

Mayor asks about news racks.

Barry Cooke, Boro Attorney-Need a decision from Commissioners if they want to pursue amending the existing ordinance.

General consensus among the Commissioners to remove them from Ocean Ave, only permit individual news racks to be hung on the side of the building occupied by the business owner and to create a central location for modular units near the Post Office.

Mayor- Begins the conversation of potentially expanding Avon's current form of government.

Comm. Gorman - does not want to expand the current form from 3 to 5 Commissioners...Does not believe the change is necessary stating the Department Heads do a great job and are very accountable.

Barry- Discussed the two methods available to changing the current form of government. Gives his personal opinion that the current form of government with only 3 Commissioners is cumbersome and would be easier for communication with 5.

Mayor- In favor of expanding the current form of government.

Comm. Mahon – wants serious potential committee members involved with studying the current form. Is open to hearing potential ideas and recommendations.

Barry- Committee can opt to expand, change or keep the current form and composition of government.

Michael Lurch- Brings in 8 flag designs he has drafted representing the town of Avon for feedback. Wants the flag to represent a town full of nice people and nice places. Further discussion on flags

Comm. Gorman - Asked Barry to draft an ordinance opposed to using and selling marijuana. Further discussion—Barry then says he can amend the existing smoking ordinance. Mayor- Amending ordinance would be a good idea.

Comm. Gorman - Also emphasized drafting an Ordinance about opposing a sanctuary state in order to support Federal Law.

RESOLUTION by Magrini seconded by Mahon that,

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist; and

WHEREAS, the Governing Body wishes to discuss:

Any pending or anticipated litigation or contract negotiation herein which the public body is, or may become a party.

Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

NOW, THEREFORE, BE IT RESOLVED that the public be excluded from this meeting.

The Vote:

Aye: All

No: None

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

The Vote:

Aye: All

No: None