

REGULAR MEETING – MARCH 14, 2016 – 7:30 P.M.

Pledge of Allegiance.

Roll Call: Commissioner Gorman, Mayor Magrini

Absent: Commissioner Mahon

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 Magrini that the minutes of the meeting of February 22, 2016 be approved as written.

The Vote:

Aye: All

No: None

RESOLUTION offered by Gorman seconded by Magrini that,

WHEREAS, an application has been filed for a person-to-person transfer of Plenary Retail Consumption License #1305-34-001-004, heretofore issued to Key East, Inc. for premises located at 618 Second Ave.; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulation promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33;

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Borough of Avon-By-The-Sea does hereby approve, effective March 14, 2016, the transfer of the aforesaid Plenary Retail Consumption License to Norwood Inn, LLC, and does hereby direct the Municipal Clerk to endorse the license certificate to the new ownership as follows: “This license, subject to all its terms and conditions, is hereby transferred to Norwood Inn, LLC, effective March 14, 2016.”

The Vote:

Aye: All

No: None

RESOLUTION offered by Magrini seconded by Gorman that,

WHEREAS, the Monmouth County Board of Chosen Freeholders, pursuant to N.J.S.A. 26:9-27 et seq. has elected through its Mosquito Control Division to perform all acts necessary for the elimination of mosquito breeding areas and/or to exterminate mosquitoes within the county; and

WHEREAS, the County has instituted an Integrated Pest Management Program consisting of surveillance, water management, biological control, and chemical control to exterminate the mosquito population with the County of Monmouth; and

WHEREAS, prior to conducting aerial dispensing operations over a designated “congested area,” the County is required, pursuant to Federal Aviation Administration Regulation (FAR Part 137.51), to secure prior written approval from the governing body of the political subdivision over which the aircraft is to be operated; and

WHEREAS, the Borough of Avon-By-The-Sea is designated as a “congested area” by the Federal Aviation Administration and the County has requested that this governing body consent to its proposed aerial dispensing operations.

NOW, THEREFORE, BE IT RESOLVED, as follows:

- 1. The Board of Commissioners hereby authorize the County of Monmouth Mosquito Control Division or its agent to apply pesticides by aircraft for mosquito control in certain areas of the municipality designated by the County as being either larval mosquito habitat or areas harboring high populations of mosquitoes constituting either a nuisance, a health hazard, or both with the understanding that:
 - a. The County shall utilize pesticides, application equipment and aircraft that are approved for aerial applications by the applicable Federal (USEPA) and State (NJDEP) agencies; and**
 - b. Such operations will be performed in compliance with applicable Federal and State regulations; and**
 - c. The County will notify the Police Department of each municipality over which aerial pesticide operations are planned prior to commencement of such operations.****

The Vote:

Aye: All

No: None

RESOLUTION offered by Magrini seconded by Gorman that the Administrator is hereby authorized to sign a contract between the Borough of Avon-By-The-Sea and Goose Control Technologies for goose control services for the year 2016.

The Vote:

Aye: All

No: None

RESOLUTION offered by Magrini seconded by Gorman that the bid for the 2016 Sanitary Lining & Trenchless Rehabilitation be awarded to National Water Main Cleaning Co., Kearny, NJ as the low bidder for the amount of \$113,324.25. Said award is subject to the availability of funds.

The Vote:

Aye: All

No: None

RESOLUTION offered by Gorman seconded by Magrini that the bid for the 2016 Lane Improvement Program be awarded to JADS Construction Co., So. River, NJ as the low bidder for the amount of \$228,928.25. Said award is subject to the availability of funds.

The Vote:

Aye: All

No: None

RESOLUTION offered by Gorman seconded by Magrini that the bid for the 2016 Sanitary Sewer Repairs be rejected as the bid exceeds the engineer's estimate.

The Vote:

Aye: All

No: None

Motion by Magrini seconded by Gorman that the bills in the amount of \$289,710.62 be approved for payment.

The Vote:

Aye: All

No: None

Mayor commended John O'Malley for being recognized by the NY Rangers for his commitment to youth hockey.

Also, commended the St. Elizabeth C.Y.O. team. Won county state champions in basketball and took 2nd place overall in the state.

Dept. Heads' reports:

Karl Klug, Water Supt. – water bills were mailed out this week.

Sheila Watson, Librarian – 1st program in celebration of centennial is a genealogist coming on April 30th at 12 noon here at the marina. Call to register because there is limited space. On August 20th, the NJ Mobile Museum is coming. It will be part of the centennial celebration, in conjunction with the Methodist Church, who will be having their peach festival.

Charlie Rooney, Engineer – Monmouth County paving Ocean Ave. from Bradley Beach to Sea Girt. Hoping to start in April and finish by May. Work beginning this week on East End Ave. – paving and sidewalk and curb repair. Will also be working on water main improvements & sanitary sewer projects in the spring.

Terry Mahon, Police Chief – accident on Washington & Main – pole came down and power off briefly. Enforcing 2 hr. parking in business district.

Jeff Bramhall, DPW Supt. – gave recycling report: in 2015, just bottles, cans, newspapers, collected 500 tons, compared to around 300 tons in 2014. Total recycling, including concrete, wood, etc., was 838 tons in 2015, 567 tons in 2014. Recycling costs us around \$4,000-5,000. If we took everything to the landfill, it would be over \$62,000.

Barry Cooke, Boro Att. – finished tax appeals. Had 8 filed, one was a no-show, so we had 7. We won 4 out of those 7.

Mayor asks if anyone would like to be heard?

Marie Kenny – concerned that the elimination of parking spots would impact the residents.

Joe Scalise – supports elimination of diagonal parking.

Someone said that when you buy and live in a beach town, these issues should be expected.

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

The Vote:

Aye: All

No: None

John B. Magrini, Mayor

Francis E. Gorman, Commissioner

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